1	SUPREME COURT: ALL COUNTIES WITHIN THE STATE OF NEW YORK
2	
3	IN RE: NEW YORK CITY :
4	ASBESTOS LITIGATION : DEPOSITION UPON
5	This Document Applies To: : ORAL EXAMINATION : OF
6	CHRISTIAN HOLINKA : CHRISTIAN HOLINKA : (VOLUME III)
7	***************************************
8	
9	TRANSCRIPT of the deposition of
10	CHRISTIAN HOLINKA, called for Oral Examination in the
11	above entitled action, said deposition being taken
12	above entitled action, Salu deposition in the Courts
13	pursuant to Rules governing Civil Practice in the Courts
14	of New York, by and before KERRY D. HALPERN, a Notary
15	Public and Shorthand Reporter of the State of New York,
16	at the LAW OFFICES of WEITZ & LUXENBERG, P.C., 120 Wall
17	Street, 15th floor, New York, New York 10038, on
18	Thursday March 1, 2007, commencing at 10:35 a.m.
19	
20	
21	
22	Priority-One Court Reporting Services
23	899 Manor Road Staten Island, New York 10314
24	(718) 983-1234
25	
رے	

d 240	
IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for the respective parties hereto that filing, sealing and certification of the within Examination Before Trial be waived; that all objections, except as to form, are reserved to the time of trial. IT IS FURTHER STIPULATED AND AGREED that the transcript may be signed before any Notary Public with the same force and effect as if signed before a Clerk or Judge of the Court. IT IS FURTHER STIPULATED AND AGREED that the within examination may be utilized for all purposes as provided by the CPLR and Part 221 of the Uniform Rules for the Conduct of Depositions. IT IS FURTHER STIPULATED AND AGREED that all rights provided to all parties by the CPLR shall not be deemed waived and the appropriate sections of the CPLR shall be controlling with respect thereto. IT IS FURTHER STIPULATED AND AGREED by and between the attorneys for the respective parties hereto that a copy of this Examination shall be furnished, without charge, to the attorney representing the witness testifying herein.	Page 251 FOR THE DEFENDANT ADIENCE: MALABY, CARLISLE & BRADLEY, LLC BY: KOD LEE, ESQ. 150 Broadway New York, New York 10038 FOR THE DEFENDANT A.W. CHESTERTON: WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER, LLP BY: TODD DESIMONE, ESQ. 150 East 27rd Street New York, New York 18017 FOR THE DEFENDANT LENNOX INDUSTRIES, INC.: DARGER & ERRANTE, LLP BY: CRAIG GLANTZ, ESQ. 116 East 27rd Street 12 12th Floor New York, New York 10016 FOR THE DEFENDANT AMCHEM: FOR THE DEFENDANT CERTAINTEED: ANDERSON, KILL & DLICK, P.C. BY: JOHATHAN KROMBERG, ESQ. 1251 Avenue of the Americas New York, New York 10020-1182 FOR THE DEFENDANT BECKMAN COULTER INSTRUMENTS: MCGIVNEY & KLUGER, P.C. 20 BY: EYAL EISIG, ESQ. 30 Broad Street 21 2005 Floor New York, New York 10007 22 23 244 255
Page 250 1 A P P E A R A N C E S: 2 FOR THE PLAINTIFF: 3 WETT 2 LUXENBERG, P.C. BY: BENJAMIN DARCHE, ESQ. 4 180 Maiden Lane 17th Floor 5 New York, New York 10038 6 FOR THE DEFENDANT FISHER SCIENTIFIC: 7 HOAGLAND, LONGO, MDRAN, DUNST & DOUKAS, LLP 8 BY: KRISTY KULINA LYONS, ESQ. 40 Paterson Street 9 Box 480 New Brunswick, New Jersey 08903 10 11 FOR THE DEFENDANT BAXTER HEALTHCARE: 12 DRINKER, BIDDLE & REATH, LLP BY: TIMOTHY J. FRASER, ESQ. 13 500 Campus Drive Florham Park, New Jersey 07932-1047 14 FOR THE DEFENDANT VWR INTERNATIONAL: LINTVAR USA: 16 DRINKER, BIDDLE & REATH, LLP 17 BY: DAVID F. ABERNETHY, ESQ. S00 Campus Drive Florham Park, New Jersey 07932-1047 18 FOR THE DEFENDANT KEWAUNEE SCIENTIFIC CO.: 19 FOR THE DEFENDANT KEWAUNEE SCIENTIFIC CO.: 20 MALABY, CARLISLE & BRADLEY, LLC 21 BY: DAVID SCHAFFER, ESQ. 150 Broadway	25 Page 25

	1, 2007		Page 255
	-	. Page 253	CHRISTIAN HOLINKA,
	INDEX	ļ	travian first been duly sworn, was
	• • • -		2 having first been duty street, 3 examined and testified as follows:
ı.	WITNESS: CHRISTIAN HOLINKA		4
	EXAMINATION	PAGE	EVANINATION I
	MS. KULINA LYONS	255, 318	J JOHN THE LYONS
ì	MR. FRASER	287	
ļ	MR. SCHAFFER	314, 318	
	MR. DARCHE	315	8 Kristy Lyons. I am from the law lithir of ribugations for you 9 Moran, Dunst & Doukas. I have several questions for you worked
,	MR. ABERNETHY	319	i i i i i i i i i i i i i i i i i i i
, i	MR. DADIKA	319	l .
ĺ			11 in. 12 I will try to be as brief as I can. I
2			1 44 avertions for Pacific unav
	EXHIBITS:		1 1 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
	DEFENDANTS'	PAGE	
4	NUMBER DESCRIPTION		
5			The same rules are in effect as the
6	QUESTIONS WITNESS INSTRUCTED	NOT TO ANSWER:	127
7	QUESTIONS WITNESS INSTRUCTED	D 1101 10 1	t to the taking any incorporation.
8	PAGE LINE		(
9	None		20 the last time we spoke you were
20	ar cuppliten:		1 50 Mallon this week.
21	INFORMATION TO BE SUPPLIED:		
22	PAGE LINE		Did you go see her?
23	304-12	_	V-a Yelid
24	308-17	•	25 A. Yes, I did.
25	312-20		Page 25
		Page 2	
	TOTAL CONTINE		An oral history and a DNYSICal
1	MOVE TO STRIKE:		
2	PAGE LINE		3 examination. 4 O. Did she take a chest x-ray?
3	None		1 '
4		•	5 oid she advise volt of any opinions?
. 5			1 0 1
6	MARK FOR RULING:		7 A. No. 8 Q. When did you go see her?
7	PAGE LINE		- O- Monday
8	None		ha-indust?
9			10 4
10)		11 A. Yes. 12 O. This past Monday?
11	i		The work VAC
12	2		12 STATE YOU SEED ANY OTHER GOCTORS SHILLS
13	3		14 Q. Have you seek any outs.
14			15 the last time we spoke?
15			16 A. No. 17 O. I think that we are clear, but just so
16			1 " " " various times throughout your
1.			18 the record is clear, various units and gloves
18			19 testimony, you referred to micterio and see
1			20 interchangeably.
2			21 A. That's correct. 22 Q. I just want to make sure that you were
2			22 Q. I just want to make sure that you were
1 -	2		I Luising about mittens, LUITECS
	′ ¬		1 to
2	.3 !4		24 A. I was always 25 Q. You have never worn a glove where al

Holinka v. Asbestos March 1, 2007

			T		Page 25
		Page 257	1	. A.	In billets or in tents.
1	your finger	s were able to move around?			In billets?
2	A.	No.	2	Q. A.	Barracks really. We called them
3	Q.	You taught at NYU?	4	billets.	Dailacia really.
4	Α.	Yes, I did.	1		Was there any piping running through the
5	Q.	How long did you teach there?	5	Q.	Maz niere sul bibrilà remina annesi
6	Α.	Two separate years as an adjunct faculty	6	barracks?.	I don't remember.
7	member.		7	Α.	When you were in the Army and you were
8	Q.	Did you teach in the same building?	8	Q.	n Fort Sam, where were you sleeping?
9	A.	No.	9		In military quarters.
10	Q.	What buildings did you teach in?	10	Α.	Where were they located?
11	A.	Tisch Hall.	11	Q.	At Fort Sam Houston.
12	Q.	Where is that?	12	Α.	
3	Ā.	And I believe the Brown building.	13	Q.	I am sorry? At Fort Sam Houston.
4	Q.	Where is that?	14	Α.	Do you know if there was any piping
15	Ă.	On the campus in the village.	15	.Q.	DD YOU KNOW II THEFE Was any piping
16	Q.	Do you know the address of Tisch Hall?	16		rough those barracks?
17	A.	No.	17	Α.	No, I don't.
18	Q.	And the Brown building?	18	Q.	When you were in Germany at the 98th
19	A.	No.	19		ospital, where did you sleep?
20	Q.	Is that something that someone who went	20	Α.	At the hospital billets.
21	to NYI I wo	uld know where the Brown building is?	21	Q.	Do you know if there was any piping
22	A.	Yes.	22	where you	slept?
23	Q.	I will ask my husband.	23	A.	No, I don't.
2 <i>3</i> 24	Q.	Is anybody financially dependent upon	24	Q.	When you were in medical school in
25 25	you?	13 011/1000 / 1111111111111	25	Canada, w	here did you reside?
		Page 258	1		. Page 20
	_	· ·	1	Α.	At a private house.
1	Α.	No.	2	Q.	Do you know the address?
2	, Q.	The friend that you have that lives in	3	Ã.	No.
3		o, does he pay rent?	4	Q.	Do you know what town it was in?
4	A.	Some.	5	Ã.	Montvale.
5	Q.	Okay.	6	Q.	Do you know if any home renovation wo
6		What does he pay per month?	7	was done '	to that residence while you lived there?
7	Α.	About \$400.	8	A.	I don't.
8	Q.	Does anyone live with you currently?	9	Q.	Have you personally ever performed any
9	A.	No.	10	home reno	vations?
10	Q.	When you were in Germany living with	11	nome rend	No.
11	your aunt	and cousin at various times, were you also		Q,	I want to talk to you a little bit about
12	living with	your mom?	12	Ų، the Hear th	nat you were in the Army at Fort Sam.
1-	Α.	No	13	ale ame a	Where was the laboratory that you worke
		Did you ever live with your mom?	14		AATIETE AATIS CITE INDUITATION & PINE 123 MONTH
13	Q.	with an Towns word small	15	in? A.	At Fort Sam Houston.
13 14	Q. A.	When I was very small.	4.5	4	WE LOTE DOLL LIGHTON.
13 14 15	A.	So, your aunt raised you?	16		What huilding was it in?
13 14 15 16	A. Q.	So, your aunt raised you? Yes	17	Q.	What building was it in?
13 14 15 16 17	A. Q. A.	So, your aunt raised you? Yes. When you were in basic training in the	17 18	Q. A.	I don't remember.
13 14 15 16 17	A. Q. A.	So, your aunt raised you? Yes. When you were in basic training in the were you doing exactly?	17 18 19	Q. A. Q.	I don't remember.
13 14 15 16 17 18	A. Q. A. Q. Army, wha	So, your aunt raised you? Yes. When you were in basic training in the were you doing exactly? Push-ups. pull ups, learn how to shoot,	17 18 19 20	Q. A. Q. was?	I don't remember. Do you remember how large the building
13 14 15 16 17 18 19 20	A. Q. A. Q. Army, wha	So, your aunt raised you? Yes. When you were in basic training in the st were you doing exactly? Push-ups, pull ups, learn how to shoot, receive instructions on military matters.	17 18 19 20 21	Q. A. Q. was? A.	I don't remember. Do you remember how large the building No. I don't.
13 14 15 16 17 18 19 20 21	A. Q. A. Q. Army, wha A. run and re	So, your aunt raised you? Yes. When you were in basic training in the st were you doing exactly? Push-ups, pull ups, learn how to shoot, receive instructions on military matters.	17 18 19 20 21 22	Q. A. Q. was? A. O.	I don't remember. Do you remember how large the building No, I don't. Do you remember anything specific abou
13 14 15 16 17 18 19 20 21	A. Q. A. Q. Army, wha A. run and re Q.	So, your aunt raised you? Yes. When you were in basic training in the lat were you doing exactly? Push-ups, pull ups, learn how to shoot, seeive instructions on military matters. So, mainly physical?	17 18 19 20 21 22 23	Q. A. Q. was? A. O.	I don't remember. Do you remember how large the building No, I don't. Do you remember anything specific abou ng, how many floors it was?
13 14 15 16 17 18 19 20 21 22 23 24	A. Q. A. Q. Army, wha A. run and re	So, your aunt raised you? Yes. When you were in basic training in the st were you doing exactly? Push-ups, pull ups, learn how to shoot, receive instructions on military matters.	17 18 19 20 21 22	Q. A. Q. was? A. O.	I don't remember. Do you remember how large the building No, I don't. Do you remember anything specific abou

^{4 (}Pages 257 to 260)

arch	h 1, 2007				Page 263
	Page 261		_	Do you recall any of the names	
_	Do you know where the lab was located in	1	Q.	Do you recen only or and	. 6
1	the building?	2	students?	No	ß
	t don't remember.	3	Α.	No. How about when you worked in	pathology, [
3	the dimensions of the lab	4	Q.	HOM Sport Atten Jan 11	i i
4	Q. Do you recall the difference of that you worked in?	5		you doing? Assisting at autopsies.	
5	. No T don't	6	Α.	Do you know who you were ass	isting?
6	- the war more than old lov	7	Q.		
7	that you worked in while you were at Fort Sam?	8	A.	No. Would you have used any of th	e Bunsen
8	that you worked in write you want	9	Q.	Would you have about 17	
9	A. Yes, I do. O. How many labs?	10		the pathology department?	į
10	Two laboratories	11	A.	No. Would you have ever worn the	mittens in
11	Lath in the same DUNDINU!	12	Q.	Would And Upac cast Many	
12	- i it	13		ogy department?	
13	if there was any soft of	14	Α.	No. How much of your time was sp	ent in the
14	ventilation in those laboratories?	15	Q.	versus the pathology department	t ?
15	. I don't know	16		The pathology period followed	the
16	bow many workstations wer	e 17	Α.	The patrology partor to	
17		120		instructions	
18	in the labs? A. About 25.	19	Q.	Okay. So, you were I am sorry.	
19	Intellege per laboratory!	20		and about two months path	ology, about
20	Inhoratory It Was a	21	A.	and about two months been	
21		22		ths class work. I thought you were at Brooks	Medical
22	- ~~ would be /5 Wolk dicas	23	Q	I thought you were at brooks	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
23	A Laure OF	24	Center	r two months. Is that incorrect then? Were y	ou there
24		25	i	Is that incorrect them: Were y	
25	Q in each laboratory:				Page 264
'	Page 7	62			, ogc 20.
ı	•	1	longer?		
1	A. No. The other one was pathology.	2	. A	No. I was there longer.	
2	Q. Okay.So, one laboratory had 25 workstations.	3	3 Q	Okay.	•
3		4	}	How long were you there?	to five
4	A. Yes.	- !	5 A	Approximately four and a half	(0 1140
5	Q. The other lab was pathology.	- 1 (s month	t the electrons	n for
6	A. Yes. O. How many workstations were in the	1:	7 (So, you were in the classroor	moved to the
7			approx	nately four months and then you	MOVED TO THE
8	pathology lab? A. When you autopsy people, one doesn't	- [-	9 pathol		
9	A. When you autopsy people, one two o	. 1	0 /	Approximately three months	(1033) (101) (1 c)
10	o A. When you autopsy people, or really refer to it as workstations. There were two o	1	1 approx	nately six weeks pathology.	- a recnirator
11	+ +b-co zutopsy tables.		2	Did you ever wear a mask or	a respirator
12	Q. And that's fine, sir. I haven't	1	3 at For	Sam?	-
13	3 personally worked in these labs, so that's this to		.4	A respirator, no. A mask, ye	5.
14			.5	What kind of mask did you v	veal :
15	· Commi		.6	Just a normal surgical mask.	ical mack?
16			17	Why would you wear a surgi	oldehvde
1	7 visualize that the same way as you. 30, thank you		18	When you worked with form	aluci iyüt.
11			19	Would that only be in the pa	in lology
l i	. What kind of work would you be to me		20 depar	nent?	
				Yes.	
	A. Hematology, blockering // arms/	· [. Did you wear a lab coat?	
				Oh. yes.	
	Do you recall how many stades as	- "'		. In both departments?	
	A the classroom with you?	1		, Yes.	
12	A. Approximately 25.				

	•	Page 265		Page 267
	_	- 1	1	A. Clinical chemistry and bacteriology
1	Q.	Did you wear goggles or a shield?	2	combined approximately 400 square feet.
2	A.	A shield of what sort?	3	O You had hematology
3	Q.	Well, did you wear any goggles?	4	A. Hematology approximately 200 square
4	A.	No.	5	fnot
5	Q.	Did you wear anything covering your	6	Q. There was another one too. I missed it.
6	face?		7	What was it, arc
7	A.	No.	8	MR. DARCHE: Archeology.
8	Q.	When you worked in the classroom, where	9	MS. KULINA LYONS: Could you
9	were the m	ittens kept?	10	read it back?
10	A.	I don't remember.	11	(The following testimony was
11	Q.	Were you assigned a certain pair of		read back:
12	mittens tha	t were your mittens?	12	"Answer: Hematology, clinical
13	Α.	No	13	chemistry, bacteriology, histology and
14	Q.	Do you know where the supplies were kept	14	pathology.")
15	at Fort Sam		123	- VIIII - Alipical chemistry were
15	Α.	No.	16	A. Bactenology and clinical chambay was combined in one room?
10 17	Q.	Then, you went to the 98th General	17	* 141 4 400 counts teet/
18	Hospital?		18	" the lemont That's about 400
	A.	Yes.	19	
19		And you worked at	20	feet. Q. Do you know if any of the rooms had any
20	Q.	No yes. I am sorry.	21	Q. Do you know it any of the rooms fled any
21	Α.		22	ventilation?
22	Q.	Okay. You worked in one lab consisting of	23	A. I don't.
23		YOU WOIKEU III ONE IOD CONSTANTS	24	Q. Did any of the rooms have windows?
24		visions. Is that correct?	25	A. Yes.
25	A.	That's correct.	<u> </u>	
		Page 266	1	Page 26
		_	1	Q. Did they all have windows?
1	Q.	How large is the one open area?	2	A I don't remember.
2	Α.	The lab consisted of several rooms of	3	Q. Do you recall which different areas had
3	different s	zes.	4	windows?
4	Q.	Do you recall how many different rooms:	5	A No
5	Ă.	Five or six.	6	Q. Did you ever have the windows open while
6	· Q.	Was each room set up for a different	•	you were working in the lab?
7	purpose?		7	tt
	Д БГРОЗС. А .	Yes.	B	the second that you count more
9	Q.	Did you work in all of the rooms?	9	
10	Q. A,	Vor	10	time versus another? A. Overall, no.
	Q.	Do you know the dimensions of any of the	11	- Itttime
	rooms?		112	· · · · · · · · · · · · · · · · · · ·
11	TODIUS!		13	• •
12	_	Not exactly, but approximately.	1 .	
12 13	Α.	Not exactly, but approximately. Okay.	14	A, Yes,
12 13 14	A. Q.	Okay. Why don't you first tell me what were	15	MR. DARCHE: I am sorry.
12 13 14 15	A. Q.	Okay. Why don't you first tell me what were	15 16	MR. DARCHE: I am sorry. Could we just take a break?
12 13 14 15 16	A. Q. the five or	Okay. Why don't you first tell me what were six rooms for, what different departments?	15 16 17	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.)
12 13 14 15 16 17	A. Q. the five or	Okay. Why don't you first tell me what were six rooms for, what different departments? Hematology, clinical chemistry,	15 16	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.) Sir when you were in the Army at 98th
12 13 14 15 16 17 18	A. Q. the five or A. bacteriolo	Okay. Why don't you first tell me what were six rooms for, what different departments? Hematology, clinical chemistry, gy, histology and pathology.	15 16 17 18 19	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.) Q. Sir, when you were in the Army at 98th General Hospital, you generally mentioned autoclaves ar
12 13 14 15 16 17 18 19	A. Q. the five or	Okay. Why don't you first tell me what were six rooms for, what different departments? Hematology, clinical chemistry, gy, histology and pathology. Okay.	15 16 17 18	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.) Q. Sir, when you were in the Army at 98th General Hospital, you generally mentioned autoclaves ar sterile hoods.
12 13 14 15 16 17 18	A. Q. the five or A. bacteriolo Q.	Okay. Why don't you first tell me what were six rooms for, what different departments? Hematology, clinical chemistry, gy, histology and pathology. Okay. The pathology room, do you recall the	15 16 17 18 19	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.) Q. Sir, when you were in the Army at 98th General Hospital, you generally mentioned autoclaves ar sterile hoods. Do you recall that testimony?
12 13 14 15 16 17 18 19 20 21	A. Q. the five or A. bacteriolo Q.	Okay. Why don't you first tell me what were six rooms for, what different departments? Hematology, clinical chemistry, gy, histology and pathology. Okay. The pathology room, do you recall the see of that room?	15 16 17 18 19 20	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.) Q. Sir, when you were in the Army at 98th General Hospital, you generally mentioned autoclaves ar sterile hoods. Do you recall that testimony? A. They were part of the laboratory, yes.
12 13 14 15 16 17 18 19 20	A. Q. the five or A. bacteriolo Q.	Okay. Why don't you first tell me what were six rooms for, what different departments? Hematology, clinical chemistry, gy, histology and pathology. Okay. The pathology room, do you recall the sof that room? Approximately 300 square feet.	15 16 17 18 19 20 21	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.) Q. Sir, when you were in the Army at 98th General Hospital, you generally mentioned autoclaves ar sterile hoods. Do you recall that testimony? A. They were part of the laboratory, yes. O. Did you ever see anyone doing any
12 13 14 15 16 17 18 19 20 21 22	A. Q. the five or A. bacteriolo Q. dimensior	Okay. Why don't you first tell me what were six rooms for, what different departments? Hematology, clinical chemistry, gy, histology and pathology. Okay. The pathology room, do you recall the is of that room? Approximately 300 square feet.	15 16 17 18 19 20 21 22 23	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.) Q. Sir, when you were in the Army at 98th General Hospital, you generally mentioned autoclaves ar sterile hoods. Do you recall that testimony? A. They were part of the laboratory, yes. O. Did you ever see anyone doing any
12 13 14 15 16 17 18 19 20 21 22 23	A. Q. the five or A. bacteriolo Q. dimensior A. Q.	Okay. Why don't you first tell me what were six rooms for, what different departments? Hematology, clinical chemistry, gy, histology and pathology. Okay. The pathology room, do you recall the sof that room? Approximately 300 square feet. And the histology room? Approximately 300 to 400 square feet.	15 16 17 18 19 20 21 22 23 24	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.) Q. Sir, when you were in the Army at 98th General Hospital, you generally mentioned autoclaves an sterile hoods. Do you recall that testimony? A. They were part of the laboratory, yes. Q. Did you ever see anyone doing any repairs to any of the equipment in the laboratory?
12 13 14 15 16 17 18 19 20 21 22	A. Q. the five or A. bacteriolo Q. dimensior A. Q. A.	Okay. Why don't you first tell me what were six rooms for, what different departments? Hematology, clinical chemistry, gy, histology and pathology. Okay. The pathology room, do you recall the is of that room? Approximately 300 square feet.	15 16 17 18 19 20 21 22 23	MR. DARCHE: I am sorry. Could we just take a break? (A short recess was taken.) Q. Sir, when you were in the Army at 98th General Hospital, you generally mentioned autoclaves an sterile hoods. Do you recall that testimony? A. They were part of the laboratory, yes. Q. Did you ever see anyone doing any repairs to any of the equipment in the laboratory?

	v. Asbestos 1, 2007		•	•	. 271
		Page 269			Page 271
			1	there would	be?
l	Q.	Did you ever wear a mask or a respirator	2		MR. DARCHE: DOILE GUESS.
v	vhen vou W	ere at 98th General Hospital?	3	Α.	No, I don't.
•	Α.	A manager	1	Q.	Would each workbench have a Bunsen
	• • •	Mas that in the pathology department as	4		
ŀ	Q.	TYOU CHOOM (burner?	Vor
5 V	well?	Yes, and in bacteriology.	6	A.	Yes. Would there be more than that for each
5	Α.	What kind of mask did you wear in	7	Q.	
7	Q.		18	workbench	?
B ł	bacteriology	?	9	Α.	I don't remember.
9	Α.	Curoical mark	10	Q.	Did you ever wear a mask or respirator
0	Q.	And a surgical mask in pathology as		while VOII V	were there?
	well?		11	A.	No
-		Yes.	12	•	What kind of work were you actually
2	Α.	Did you wear a lab coat?	13	Q.	
3	Q.	· · · · · · · · · · · · · · · · · · ·	14	doing ther	MR. DARCHE: I am just going
4	Α.	Yes.	15		MR. DARLING: I am just going
.5	Q.	Did you ever wear goggles?	16	to of	bject that we went over this
.6	A.	No.		alrea	ady.
7	Q.	Did you ever wear anything that covered	18		Put you can answer addin.
8	your face a	t all?	19	Q.	That's okay. I do have it in my notes.
	A.			-	Corum analysis principally.
19		Where were the mittens kept when you	20		Did you wear a lab coat while you were
20	Q.	th General?			Dia los man
21		I don't remember.	22		14
22	A.	Do you know where any of the supplies	23	; A.	Yes.
23	Q.	Do you know where any or and it	24	Q.	Did you ever wear goggles?
24	were kept	when you were at 98th General?	25	. A.	No.
25	Α.	There was a supply room.			
25	,				Page 2
:		· Page 2		_	Did you ever wear anything that shielded
	_	Where was that?	1	Q.,	Did you ever wear any amor.
1	Q.	Where was upon to boratory	2	your face	
2	Α.	It was part of the laboratory.	13	} A.	NO.
3	Q.	Did you have a set pair of mittens that	- 2	_	Did you know where the mittens were ke
4	were assig	ned to you to wear?		there?	
5	Α.	No		5 A.	No.
	Q.	Moving on to Booth Memorial.		_	Were you assigned a pair of mittens?
6		> 2		_	Nio
7	Α.	Yes. Was that just one laboratory that you	. 1	в А.	Where were the supplies kept at Booth?
8	Q.	Maz mar last and in the		g Q.	T death length
9	worked in		1	0 A.	Then, you went to U.C. Berkeley and you
10	A.	Yes.	1	1 Q.	Then, you went to o.c. beines,
11	Q.	Do you recall the dimensions of that	11	2 worked it	n the Life Sciences Building?
12	laboratory	7		3 A.	Vac
	A.	About 400 souare reel.	1	_	Can you tell me a little bit about the
13		Was it just one big open room?		[4 Q.	nces Building, how many floors that is?
14	Q.	V-a			COLUMN TOOMS A LICEUS DUNGING
15	Α.	Was there any ventilation in that room?		16 A.	Is this where all of the laboratory work
16	Q.	AAQ2 FIGIE DILL LOUISING	1	L7 Q-	
17	A.	I don't know.	1:	18 was don	
18	_	Were there windows?		19 A.	Yes.
19	_	I don't remember.		on O.	You mentioned working in two
	_	I don't remember. Do you know how many work areas the	"E !	21 laborato	wise during that time.
20		nat room?			Do you know if there was any ventilation
	_			22 : thosa	Inhoratories?
21		TWO OF UTILES STATE Workbonch?	- 13		laboratories? No, I don't.
	Α.	THE PROPERTY OF THE PROPERTY O			
21 22		Were you assigned a workbench?		24 A.	Land of these word any windows
21	Q.	Were you assigned a workberter. No. Do you know how many Bunsen burne		24 A. 25 Q.	Land of these word any windows

		Page 273			. Page 275
		•	1	A.	Yes.
		Yes, there were.	2	Q.	What other buildings, laboratory classes
	Q.	Did each room have windows?	3	only?	in a 11-4 - A belo laboratori
	A.	Yes.	4	Δ.	No. Well, I did not take laboratory
	Q.	Do you know if they were ever kept open?	5	classes in a	ny other building.
	A.	Yes, they were.	6	Q.	Besides the chemistry building?
	Q.	How many windows did each room have?	7	Ã.	Right.
	Ä.	One	8	Q.	And the Life Sciences Building?
;	Q.	Was there more than one entrance to	9	Ā.	Dight
	hese rooms		10	Q.	Were all the classrooms relatively the
, ,	Α,	h1_	11	same size?	
ĺ	Q.	Where would you obtain your mittens on a		A.	Vac
	daily basis?		12		Do you know how big they were?
		Thora was a Central Supply.	13	Q.	V t would like to correct this, no.
3	Α.	And that is where you would get them	14	Α.	not. Some were auditoriums very large and
4	Q.		15	They were	e small classrooms.
	every day?	Not every day. They were at the	16	_	t inch want to clarify. I dill UIII
6	A.	vall had a pair at the lab.	17	Q.	out the laboratories, so I only want to know
		So, where were they kept within the	18	talking abo	of the landratories, as a serie
В	Q.		19	about the	The laboratories were approximately the
9	laboratory?	On the workbench somewhere.	20	Α.	
0	A.	There were two rooms. What were you	21	same size.	dimensions of the
1	Q.	There were two rooms.	22	Q.	Do you recall the dimensions of the
2	doing in ea	ch laboratory?	23	laboratorie	s?
3	A.	Analysis of California soils.	24	A.	ANN COURTS FROT
24	Q.	Okay.	25	Q.	Did the classrooms have any ventilation?
25	,	In both of them?			P 77
		Page 27	4		Page 27
		1090 0.	1	Α.	I don't remember.
1	A.	Yes.	2	Q.	Do you know if there were windows in the
2	Q.	were you assigned a certain workbench?	3		?
3	Ā.	No	4	_	r don't remember.
4.	Q.	Were you assigned a pair of mittens	5	0	Do you know where the mittens were kept
5	there?		6	when you	were in the classroom?
6	Α.	No.	1 7	_	No I don't.
7	Q.	Moving to the time when you were in the	l é	_	Were you assigned mittens in the
8	actual class	srooms	9		
_	A.	Man.		_	No
9	_	You had mentioned that you believe there	10	·	Did you wear a lab coat when you were in
10	wae about	a half dozen lab courses that you had?	11		
11			17		Voc
12	Α.	Do you recall any of the names of the	13		Did you ever wear a respirator when you
13	Q.	took the subject matter:	14	4 Q.	on classroom?
14			1		ne classroom?
15	Α.	Were those classes also held in the Life	11	_	No. When you were working in the lab, just
16	Q.		1	7 Q.	not in the classroom at U.S. Berkeley, did yo
17	Sciences E	Physiology, yes. Chemistry, no.	1	B working	- Uot in the massioning of order partners, the A-
18	A.	Physiology, yes. Chamistry?	1		
19	Q.	Where was chemistry? I don't remember. In the chemistry	2		Yes.
20	A.		2	1 Q.	Did you wear goggles ever?
21	building b	ut	2	2 A.	No.
22	Q.	Oleny	2	3 Q.	Did you wear a mask or a respirator?
23		Besides the Life Sciences Building and		4 Å.	No.
24	the chemi	ictry building, do you remember taking classes	" 5	5 Q.	Then, you went to Hunter College.
25	any other	building at Berkeley?	*	· ··	The second secon
,	,			tower or the contract of the C	and the state of t
1		The state of the s			

Holinka v. Asbestos March 1, 2007

25 respirator?

Page 277	Page 279
	A. A mask, yes. A respirator, no.
	What kind of mask?
There was one lab that you worked in at	" cical mask
the new Avenue Building. Is that contect:	nid I ack you if there were any windows it
A Cos that's following a separation 1	
- I cook the dimensions of the	5 in that room? 6 A. Yes, you did. I do not remember.
Q. Do you know the difference of	Clay thank (Oil)
6 dassroom that you were in?	7 Q. Okay, thank you. 8 Did you wear any goggles?
7 A. No.	
7 A. No. 8 Q. Do you know if there was any	9 A. No.
9 ventilation?	9 A. No. 10 Q. Then at SUNY, you worked in one lab on
	the first floor in the anatomy department:
The state of the s	
· · · · · · · · · · · · · · · · · · ·	described that lab previously as
	- I=bnentom/?
Barray know how many Bunsen burners	· • • • • • • • • • • • • • • • • • • •
- Innerport?	13 On you recall the dimensions at all?
15 would be in the classroom?	To any service foot
16 A. I don't recall. 17 Q. Were you assigned a certain workstation	17 A. 400 square rect.
17 Q. Were you assigned a certain voltage	17 A. MR. DARCHE: Don't guess. 18 MR. DARCHE: Don't guess.
to when you were in the classroom?	19 O. Do you know it titlete was any versal
	on in that laboratory?
o pid you obtain mittens from a certain	. Y don't know
- Laboratory when VOU used dicini	21 A. I don't know. 22 Q. Were there windows in that room?
	V
The you returned to U.C. believed	23 windows?
	T Letioup and
the graduate program oh, no. First, you went there and worked in the	25 A. I believe one.
25 First, you went there ex	Page 280
Page 278	
	1 Q. Was it ever kept open?
1 same lab that we previously talked about?	l - A I don't remember.
2 A. Yes, that's correct.	3 Q. Did you ever wear a mask or a
6 wont and voll well in the	4 respirator?
and voll were working in the and	
	I wishes kind of work were you doing in that
5 Sciences Building again?	1
6 A. Yes. 7 Q. And at that time you were on the same	7 laboratory? 8 A. I was working on rats in a hormonal
7 Q. And at that time you was a	8 A. I was working on the
8 floor, but in a different lab?	9 control of the maternal paramount. 10 Q. What kind of experiments would that
9 A. Yes.	10 Q. What kind of experiments would be
9 A. Yes. 10 Q. Do you recall the dimensions of that	and the second s
\$ ***	12 A. They were basically believioral
11 lab? Approximately 600 square feet. Approximately 600 square feet.	1
Do you know it there was any vertiliation.	13 experiments. 14 Q. Did you have a set spot where you kept
Q. Do you know it diese was any	
14 in that laboratory? . 15 A. I don't know.	l A No
Do you know if there were wildows:	an assigned set of mittens
1 TO THE PROPERTY OF THE PROPE	
17 A. I don't know. 18 O. What kind of experiments or research	18 there?
18 Q. What kind of experiments	19 A. No. 20 O. I just missed two questions.
	20 Q. I just missed two questions: When you were in the graduate program:
19 were you doing at that time; 20 A. Research in rats endocrinology of the	
120	21 When you were in the great set of mitten 22 U.C. Berkeley, did you have an assigned set of mitten
- Word Voll Wedillia a 100 days	
I WELL AND MORNING	
Vor	- North know where the mittens were ne
22 Q. Were you wearing a 22 Q. Yes. 24 Q. Did you ever wear a mask or a	23 A. No. 24 Q. Do you know where the mittens were-ke 25 there?

rafti	1 1, 2007				
		Page 281			Page 283 Animal work and biochemical analysis.
_		No.	1	A.	Animal work and blockerines in those
1	Α.	No. Then, you went to Columbia University?	2	Q.	Was there any ventilation in those
2	Q.		3	rooms?	
3	A.	Yes.	4	Α,	I don't know.
4	Q.	That was the building on 168th Street?		Q.	Do you know if there were any windows in
5	Ä.	Yes.	5		
6	Q.	Where was the lab in that building?	6	those rooms	
-		I don't remember.	7	A.	Yes.
7	Α.	Was it more than one lab?	8	Q.	Did all the rooms have windows?
8	Q.		9	A.	I don't remember.
9	A.	No.	10	Q.	Did you ever keep the windows open?
10	Q.	Do you remember the dimensions of the	11	Ā.	They did not open.
11	lab?				Okay.
12	Α.	No.	12	Q.	Did you wear a lab coat when you were in
	Q.	Do you recall if there was any	13	-	DID YOU WEEL A IAD COOL TITLE !
13	ventilation i		14	there?	
14		No. I do not recall.	15	Α.	Yes.
15	A.	NO. 1 do not recail	16	Q.	Did you ever wear a mask.or a
16	Q.	Do you know if there were any windows in	17	respirator?	·
17	the lab?		18	A.	A mask, yes. A respirator, no.
18	Α.	I do not remember.	1		What kind of mask?
19	Q.	Did you wear a mask or a respirator	19	Q.	Surgical mask.
	while you w	iora there?	20	Α.	Surgical mask.
20			21	Q.	Did you wear a lab coat?
21	A.	No.	22	Α.	Yes.
22	Q.	What kind of research were you doing	23	Q.	Did you ever wear goggles?
23	there?		24	Ã,	No
24	A.	It was not research. It was a job.	1 -		Did you ever wear anything to shield
25	Q.	Okay.	25	Q.	Did you come to
دے	ą.		┼		Page 28
		Page 282	1		
	•	-	1	your face?	
1	Α.	Analysis of human serum plasma.	2	Α.	No
2	Q.	Did you ever wear goggles while you were	3	Q.	Where would you keep the mittens when
3	there?			you worke	d there?
4	Α.	No.	4		I don't remember.
-		Did you wear a lab coat?	5	Α.	I don't remember.
5	Q.		6	Q.	Then, finally, you were at Mount Sinai?
6	Α.	Yes.	7	A.	Yes.
7	Q.	Where were the mittens kept in that	B	Q.	And that was in the Annenberg building?
8	laboratory	•	9	Ã.	That's correct.
9	Α,	I don't know.			You said that you worked principally in
10	O.	Then, you went to the University of	10	Q.	ratories in that building?
	ري. د مانادمينه ا	n Los Angeles, correct?	11		Maturica in this banking.
11		University of Southern California.	12		Yes.
12	Α.	MR. DARCHE: U.S.C.	13	Q.	On the 20th floor?
13			14		Yes.
14	A.	U.S.C.	15		What else was going on throughout that
15	Q.	I knew I was going to do that.	16		
16		There, you worked in four rooms on the			MR. DARCHE: I am just going
	second flo		17		hings to the form
17		Vac	18		bject to the form.
18	Α,	Yes. Do you recall the dimensions of any of	19	1	You can answer.
19	Q.		20	Α.	The whole thing has 25 floors and there
20	those roor	ns?	21	was a var	iety of activities going on.
21	Α.	No			On the 20th floor, was that comprised o
22	Q.	Can you tell me what each room was used	22	Q.	
1 / /	Zna is unii	remember?	123	•	poratories?
	TOT. IT VOL	ICHICHING .	24	Α.	Laboratories and offices.
23		No. I do not			
		No. I do not. What kind of work were you doing there?	25		Was there any ventilation in the

rch	1, 2007					Page 287
		Page 285		٠.	Mor	e you utilizing any chemicals while
	laboratories	that you worked in?	1	Q.	vven vorkins	g at Mount Sinai?
	A.	I don't know.	2	-	working Yes.	
:		Did you have any windows?	3	Α.	165.	at kind of chemicals?
3	Q.	Yes.	4	Q.	VVI 10	s, acids, hormones. Chemicals
i	. А.	Were those windows ever open?	5	.А.	2916	bis bype of analysis
5	Q.	No.	6		ea in u	his type of analysis.
5	A.	Did you wear a lab coat?	7	Q:	Oka	ry. KULINA: I think that is
7	Q.		8			
3	Α.	Yes. Did you ever wear a mask?	9	ali :		or you, sir.
3	Q.	· · · · · · · · · · · · · · · · · · ·	10			nk you.
0	Α.	Yes. What kind of mask?	11	BY MR. F	RASEK:	: ing Mr Holinka
ŀ	Q.		12	Q.		od morning, Mr. Holinka.
2	Α.	Surgical mask. What kind of work were you doing?	13	A.	Goo	od morning.
3	Q.	Animal research, biochemical research in	14	Q.	Do	you need to take a break before we
4	Α.	Animai research, biochemica	15	switch?		The Sure Whatever you want
5	women's he	Paith care. Did each of the three labs that you	16			DARCHE: Whatever you want
6	Q.	Did each of the three ipps much	17	to	do.	
7	worked in h	nave different purposes?	18		THE	WITNESS: Just a few
8.	Α.	No.	19	mi	nutes.	Al- E
9	Q.	Did you spend an equal amount of time in	20		MR.	FRASER: That's fine.
20	each room		21		(A :	short recess was taken.)
21	A.	No.	22	Q.	Мг	Holinka, my name is Tim Fraser from
22	Q.	What room did you spend more time in?	23	Drinker,	Biddle	& Reath. We represent Baxter Health Car
23	A.	Two rooms out of the three.	24		anther	
24	Q.	Were they all the same size?	25		I a	m going to ask you a few questions
25	Ä.	No.				
		70	ا ء			Page 28
		Page 28	1	about t	ne peop	ole that you worked with at these various
1	Q.	Okay.	2			
2	٧.	Can you tell me the size of the	3		Tre	ealize that you already answered some
3	different ro					Lingshipet and I will EV ID avoid
		Approximately 200 square rect, one, and	1 4	duesuo	lina sav	thing that we have covered in the past.
4	approvima	Lake 250 course feet, the other two.	1 5		T1	hank vou.
5	Q.	Which ones were you spending more time	1 6	_		tarting with Booth Memorial Hospital.
6		square feet or the 200?	, ,	7 Q	·	es.
7		The 200.	1 1	3 A		ou had testified that your supervisor
8	A.	And one of the 350 square feet?) Q	, I'	ut it this way, your supervisor was
9	Q.	Yes.	11) was, le	t me br	JULIC GIRS MOST Journal of
10	. A.	Did you have an office in that	1		ustein.	that correct?
11	Q.	Vec	1			hat's correct.
12	Α.	Yes. How much of your time was spent in the	1			nat's correct. The section head was Olga Bzrorad?
13	Q.			4 (THE SECURIT FIGURE HOS GIGS SECTION
14	_	About approximately one-quarter of my		_		hat is correct. You testified that you didn't recall any
15		About approximately one quality	1	6 (). Y	Ou testined that you don't recan arry
16	time.	What kind of work would you be doing in	1	7 co-wo	kers' n	ames, but were there any other people wi
17			1	.8 worke	d in the	lab who didn't necessarily work for Olga
18				9 Bzrora	d or Dr	, Blaustein?
19	Α.	Writing manuscripts, analyzing data,	ala	20 /	۱. I	don't remember.
20	reviewing	grant applications, reviewing manuscripts or	12		շ, "ç	Do you recall whether there was
21	4-			22 anyon	e do	you recall anyone else who worked on the
22	_	What kind of research were you doing at		23 same	floor?	
23		ial?	- 1		۵. ۱ ^۱	No, I don't.
-' ا	_	Animal research and biochemistry,	- 1		ą. i	No, you do not?
24	· ^.	al analysis.				

			Page 291
	Page 289		form.
1	A. No, I do not.	1	
2	O Do you know or remember anyone who was	2	A. No. MR. DARCHE: You can answer.
3	responsible for purchasing pads and mittens at Booth	3	a. The sak
	Memorial Hospital?	4	- the name of anyone who might it
4	A No I do not.	5	Q. Do you know the harrie of whom the pads and
5	O Do you know anyone who might know the	6	know the supplier or distributor for whom the pads and
6	Q. Do you know anyone with hight know the manufacturer, brand name or trade name of the pads and	7	mittens were purchased at that lab?
7	manufacturer, bishid hame of trade visits.	8	A. No, I don't.
В	mittens at Booth Memorial Hospital?	9	Q. Now, I would like to ask you a few
9	MR. DARCHE: Objection.	10	questions about the undergraduate lab courses that you
10	Other than what he's already	11	took at Berkeley, and I believe you nad testined that
11	testified to?	12	you took approximately a half dozen.
12	MR. FRASER: I am asking if he	13	Does that sound correct to you?
13	knows the names of anybody there. I	14	A Yes
14	mean, yes. Subject to what he has	15	o ver am mischaracterizing anything,
15	tectified to. But, this is all	16	please let me know. I am just trying to move this along
15	subject to what he has testified to.		vieldy ac possible
17	MD DADCHE! I OOT VOU.	17	Do you remember the names of any of the
18	Do you know the names of anyone who may	18	teachers or professors for any of those classes?
	know the manufacturer, trade name or brand name of the	19	
19	pads and mittens used at Booth Memorial?	20	
20	A No I do not	21	Q. Do you remember harries of any or and
21	o a you know anyone who might know the	22	students who took those classes with you?
22	Q. Do you know anyone who might have supplier or distributor from whom the pads and mittens supplier or distributor from Warrangel Hospital?	23	A. No.
23	supplier or distributor from Mamorial Hospital?	24	Q. Do you know the name of anyone who had
24	were purchased for Booth Memorial Hospital?	25	responsibility for purchasing the pads and mittens used
25	A. No. I do not.	<u> </u>	- 703
	Page 290		Page 292
1		1	in those classes?
1	Q. Moving on to the Berkeley Research	1 2	A. No.
2	Laboratory where you worked for approximately two and a	3	Q. Do you know the name of anyone who might
3	. Is staction in 1960.	4	know the manufacturer, brand name or trade name of the
4	Your supervisor was Dr. Sherburne Cook.	5	pads and mittens used in those classes?
5	Is that correct?	6	, A No
6	 That's correct. 	1 7	o on you know the name of anyone who might
7	Q. Do you recall how many people worked in	8	know the supplier or distributor for whom the pags and
В	About Indicated VOLIT	وا	mittens used in those classes were purchased?
9	A In the research lab, myself and toll a		
10	being period and undergraduate student.	10	o sir with respect to Hunter College, am
		11	"
11	t don't	12	1 CORRECT III CHILDER STORING CORRECT III CHILDREN
12	. A No I don't	13	a - Inharatory Class
13	De you recall the name of anyone else	14	1 . Hank was
14	in the labe at the life Sciences pullulity	15	Q. One laboratory class, thank you. Do you remember the name of the teacher
15	who worked in the labs at the this sale	16	Do you remember the harres
16	. N. Taloo't	17	or the professor who taught that class?
17		18	A. Dr. Schwartz.
18	Q. Do you know the name of anything the	19	Q. Is Dr. Schwartz a man or a woman?
19	responsibility for purchasing pads and mittens at	20	Δ A man.
20	Jurior that time/	2	- Dr Schwartz's first
21	. No		·
22	The same of anyone will interin	IS 2	ρ Δ No.
23	the manufacturer, brand name or trade name or pac	2	the last time you spoke to
	istant used at that research laur		
24	AR DARCHE LIBELION OF	2	DI. Schwaltz:
1 25			

Holinka v. Asbestos

2 Q. Do you remember the names of any of the students who took that class with you? 4 A. No, 1 don't. Q. Do you know the names of anyone who had responsibility for purchasing the pads and mittens used in that class? 8 A. No, I don't. Q. Do you know the manufacturer, brand name or trade name of might know the manufacturer, brand name or trade name of might know the manufacturer, brand name or trade name of the pads and mittens used in that class? A. No, I don't. Q. Do you know any one who might know the supplier or distributors from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from which the pads and mittens used in that class? A. No, I don't. Q. Are truther College, you went back to other state correct. Q. Are truther College, you went back to own kat the research lab during that the supplier or distributors from which the pads and whitens used in the research lab during that the supplier or distributors from which the pads and mittens used in that class? A. No, I don't. Q. Are truther College, you went back to work at the research lab during that the supplier or distributors from which the pads and mittens used in that class? A. That's correct. Q. Am I correct in understanding correct? A. Yes. Q. An	1 A. At the time I took the course. 2 Q. Do you remember the names of any of the 3 students who took that class with you? 4 A. No, I don't. 5 Q. Do you know the names of anyone who had 6 responsibility for purchasing the pads and mittens used 7 in that class? 8 A. No, I don't. 9 Q. Do you know the names of anyone who 10 might know the manufacturer, brand name or trade name of 11 the pads and mittens used in that class? 12 A. No, I don't. 13 Q. Do you know anyone who might know the 14 supplier or distributors from whom or from which those 15 pads and mittens used in that class were purchased? 16 A. No, I don't. 17 Q. After Hunter College, you went back to 18 work at the research lab at U.C. Berkeley. 19 Is that correct? 20 A. That's correct. 20 A. That's correct. 21 Pr. Shethurne Cook was still your	inyone who might lich the pads and that time were research in conducted at the
1 A. At the time Look under Look and the Look of Day our permember the names of any of the 3 students who took that class with you? 3 A. No, I don't. 4 A. No, I don't. 9 A. No, I don't. 10 Dayou know the names of anyone who and responsibility for purchasing the pads and mittens used in that class? 11 A. No, I don't. 12 A. No, I don't. 13 Q. Do you know anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? 14 A. No, I don't. 15 Q. Do you know anyone who might know the pads and mittens used in that class were purchased? 16 A. No, I don't. 17 Q. After Hunter College, you went back to work at the research lab during that the work as the research lab at U.C. Berkeley. 18 Jay Is that correct? 19 A. That's correct. 20 Dr. Shehurne Colok was still your supervisor. 21 Q. Dr. Shehurne Colok was still your supervisor. 22 A. That's correct. 23 A. That's correct. 24 A. That's correct. 25 A. That's correct. 26 A. That's correct. 27 A. That's correct. 28 A. That's correct. 29 A. I don't recall. 20 Dr. Shehurne Colok was still your worked with you. 21 C. Dr. Shehurne Colok was still your supervisor. 22 A. That's correct. 23 A. That's correct. 24 A. That's correct. 25 A. That's correct. 26 A. That's correct. 27 A. That's correct. 28 A. Man I correct in recalling your worked with you. 29 A. I don't recall. 20 C. Was there anyone else who worked in the labs at the time? 20 A. No. I don't. 21 A. No. Was there anyone else who was working in the labs at the Life Sciences Building in that the labs at the Life Sciences Building in that research lab during that time? 20 A. No. Op you know when the mame of anyone else who worked in the labs at the Life Sciences Building in that research lab during that time? 20 A. No. Op you know the name of anyone who might know the same floor as the research lab during that time? 21 A. No. Op you know whether that undergraduate student who worked in the labs at the Life Sciences Building in that research lab	A. At the time I took the course. Q. Do you remember the names of any of the students who took that class with you? A. No, I don't. Q. Do you know the names of anyone who had responsibility for purchasing the pads and mittens used in that class? A. No, I don't. Q. Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? A. No, I don't. Q. Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? A. No, I don't. Q. Do you know the names of anyone who might know the supplier or distributor from which those supplier or distributors from whom or from which those pads and mittens used in that class were purchased? A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. A. That's correct.	inyone who might lich the pads and that time were research in conducted at the
3 students who took that class with you? 4 A. No, I don't. 9 Do you know the names of anyone who had for proposely that class? 8 A. No, I don't. 9 Do you know the manufacturer, brand name or trade name of inithat class? 8 A. No, I don't. 9 Do you know the manufacturer and name or trade name of myone who only that class? 8 A. No, I don't. 9 Do you know the manufacturer, brand name or trade name of myone who only that the pads and mittens used in that class? 9 A. No, I don't. 10 Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 10 A. No, I don't. 11 Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 12 A. No, I don't. 13 Q. After Hunter College, you went back to you know the research lab at U.C. Berkeley. 15 Is that correct. 16 Q. That's correct. 17 Q. Dr. Sherburne Cook was still your supplier or distributors from whom or from which those pads and mittens used in that class? 18 Is that correct. 29 Q. Anter Hunter College, you went back to you know the research lab that correct. 20 Q. The Sherburne Cook was still your supervisor. 21 Q. Dr. Sherburne Cook was still your supervisor. 22 yervisor. 23 Is that correct? 24 A. That's correct. 25 Q. When you were first working at that worked with you. 26 you know whether that undergraduate student who worked with you. 27 you know thether that undergraduate student who worked with you. 28 you know whether that undergraduate student who worked with you. 29 A. I don't recall. 20 Q. Was there anyone else who was working in that liab? 20 A. No. 21 Q. Was there anyone else who was working in that liab? 21 A. No. 22 Q. Was there anyone else who was working in that liab? 23 pads and mittens used in that class? 24 A. Yes. 25 Q. Do you know the name of anyone who might thing? 26 A. No. 27 Q. Was there anyone else who worked in that liab? 28 Q. Was there anyone else who worked in that liab? 29 A.	3 students who took that class with you? 4 A. No, I don't. 5 Q. Do you know the names of anyone who had responsibility for purchasing the pads and mittens used in that class? 8 A. No, I don't. 9 Q. Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? 10 A. No, I don't. 11 Q. Do you know anyone who might know the supplier or distributor from who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 14 Supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 15 A. No, I don't. 16 Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. 17 Is my understanding correct. 18 A. That's correct. 19 Q. Am I correct in understanding the pads and mittens used in that class were purchased? 19 A. That's correct. 20 A. That's correct. 21 A. That's correct. 22 A. That's correct. 23 A. That's correct. 24 A. That's correct. 25 A. That's correct. 26 A. That's correct. 27 A. That's correct. 28 A. That's correct. 29 A. That's correct. 20 A. That's correct. 20 A. That's correct. 20 A. That's correct.	inyone who might lich the pads and that time were research in conducted at the
3 students who took that class with you? A. No, J don't. Q. Do you know the names of anyone who had responsibility for purchasing the pads and mittens used in intat class? A. No, I don't. Q. Do you know the names of anyone who of the pads and mittens used in that class? A. No, I don't. Q. Do you know anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributor from which the pads and mittens used in that class? A. No, I don't. A. No, I don't. A. No, I don't. A. That's correct. A. That's correct. A. That's correct. A. That's correct. C. When you were first working at that Page 294 1 research lab, there was an undergraduate student who worked with you. 2 worked with you. 3 And I correct in recalling your testimony. 4 testimony? 4 testimony? 4 testimony. 5 An I don't recall. 6 Q. For Dr. Cook. 7 Do you know whether that undergraduate student who worked in the labs at the Life Sciences Building which as I understanding that the lab and/or your supervisor was Dr. Timirus A. Yes. Q. Was there anyone else who working in the treesarch lab, three at that time? A. No. Q. Can you know whether that undergraduate student who worked in t	3 students who took that class with you? 4 A. No, I don't. 5 Q. Do you know the names of anyone who had 6 responsibility for purchasing the pads and mittens used 7 in that class? 8 A. No, I don't. 9 Q. Do you know the names of anyone who 10 might know the manufacturer, brand name or trade name of 11 the pads and mittens used in that class? 12 A. No, I don't. 13 Q. Do you know anyone who might know the 14 supplier or distributors from whom or from which those 15 pads and mittens used in that class were purchased? 16 A. No, I don't. 17 Q. After Hunter College, you went back to 18 work at the research lab at U.C. Berkeley. 19 A. That's correct. 19 A. That's correct. 20 A. That's correct. 21 A. That's correct. 22 A. That's correct. 23 A. That's correct. 24 A. I understand. 5 Q. Do you know the name of a know the supplier or distributor from who mittens used in the research lab during to mittens used in the research lab	that time were research in conducted at the
4. A. No, J don't. 5. Q. Do you know the names of anyone who had responsibility for purchasing the pads and mittens used in that class? 8. A. No, I don't. 9. Do you know the manufacturer, brand name or trade name of injush know the manufacturer, brand name or trade name of injush know the manufacturer, brand name or trade name of injush know the manufacturer, brand name or trade name of injush know the manufacturer, brand name or trade name of injush know the manufacturer, brand name or trade name of injush know the manufacturer, brand name or trade name of injush know the manufacturer, brand name or trade name of injush know the manufacturer, brand name or trade name of injush know the supplier or distributors from which the pads and mittens used in that class? 9. A. No, I don't. Q. Do you know anyone who might know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor manufacturer, brand name or trade name of injush know the supplier or distributor in which these and multitens used in that class? 9. A. No, I don't. 10. C. Okay. 11. The sciences Building. 12. A. That's correct. 13. Is my understand, was conducted at the Uifer Sciences Building. 14. A. That's correct. 15. A. That's correct. 16. A. That's correct. 17. A. Th	A. No, I don't. Q. Do you know the names of anyone who had responsibility for purchasing the pads and mittens used in that class? A. No, I don't. Q. Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? A. No, I don't. Q. Do you know anyone who might know the supplier or distributor from which those pads and mittens used in that class? A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct? A. That's correct. A. That's correct in understanding correct. A. That's correct. A. That's correct. A. That's correct in understanding correct. A. That's correct. A. That's correct. A. That's correct in understanding correct. A. That's correct.	that time were research in conducted at the
5 Q. Do you know the harmes of anyone who responsibility for purchasing the pads and mittens used in that class? 9 Q. Do you know the names of anyone who on the pads and mittens used in that class? 10 May Do you know the names of anyone who on the pads and mittens used in that class? 11 A. No, I don't. 12 Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class? 12 A. No, I don't. 13 Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class? 14 A. No, I don't. 15 Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class? 16 A. No, I don't. 17 Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. 18 Yes. 19 Q. And that was conducted at the same floor as the research lab. That's correct. 20 Q. Dr. Sherburne Cook was still your supervisor. 21 Supervisor. 22 Is that correct? 23 A. That's correct. 24 A. That's correct. 25 Q. Dr. Sherburne Cook was still your supervisor was Dr. Timirus A. That's correct. 26 Q. The provisor. 27 The state or rect in recalling your testing with you. 28 A. That's correct. 29 A. That's correct. 20 Q. For Dr. Cook. 20 For Dr. Cook. 30 Q. For Dr. Cook. 41 Estimony? 42 Estimony? 43 A. No. 44 Estimony? 45 A. No. 46 Q. Can you know whether that undergraduate student who worked with you. 47 Yes. 48 Yes. 49 A. Yes. 40 A. Yes. 40 Q. Was there anyone else who was working in the lab at that time? 40 Q. Was there anyone else who was working in the lab at that time? 41 What is the second person's name? 42 A. No. 43 Yes. 44 A. Yes. 45 Q. Do you know the name of anyone who had you worked in the labs at the Life Sciences Building that the pads and mittens used in that research lab during that time? 44 A. Yes. 45 Q. Do you know the name of anyone who had you worked in the labs at the Life Sciences Building in th	7 Proceedings of anyone who responsibility for purchasing the pads and mittens used in that class? 8 A. No, I don't. 9 Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? 10 Do you know anyone who might know the supplier or distributor from who might know the pads and mittens used in that class? 11 A. No, I don't. 12 Do you know anyone who might know the supplier or distributor from who mittens used in the research lab during the pads and mittens used in that class? 11 A. No, I don't. 12 Do you know anyone who might know the supplier or distributor from who mittens used in the research lab during the pads and mittens used in that class? 12 A. No, I don't. 13 Life Sciences Building. Is that correct? 14 A. That's correct. 15 Q. And that was conducted or as the research lab. 16 A. No, I don't. 17 Q. And that was conducted or as the research lab. 18 Is my understanding correct. 19 Q. Am I correct in understand. 19 A. That's correct. 20 A. That's correct. 21 A. That's correct. 22 A. That's correct. 23 A. That's correct. 24 A. That's correct. 25 A. That's correct. 26 A. That's correct. 27 A. No, I don't. 28 purchased? 9 A. No, I don't. Q. Okay. Moving on to your graduate physiology which, as I understand, was builties sciences Building. Is that correct? 26 A. That's correct. 27 A. That's correct. 28 purchased? 9 A. No, I don't. Q. Okay. Moving on to your graduate physiology which, as I understand, was builties sciences Building. Is that correct? A. That's correct. 29 A. No, I don't. Q. And that was conducted or as the research lab. 18 Is my understanding correct in understand. 19 A. That's correct in understand. 20 A. That's correct. 21 A. That's correct.	that time were research in conducted at the
6 responsibility for purchasing the pads and mittens used in that class? 8 A. No, I don't. Q. Do you know the names of anyone who ingight know the manufacturer, brand name or trade name of the pads and mittens used in that class? 12 A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 13 A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. 15 P. A. That's correct. 16 A. That's correct. 17 Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. 18 Supervisor. 29 A. That's correct. 20 Dr. Sherburne Cook was still your supervisor was Dr. Timirus A. That's correct. 20 When you were first working at that 21 research lab, there was an undergraduate student who worked with you. 3 Am I correct in recalling your A. Three to four. 4 testimony? 4 testimony? 5 A. He worked for Dr. Cook. 6 Q. For Dr. Cook. 7 Do you know whether that undergraduate student was still there at that time? 8 student was still there at that time? 9 A. No. 10 Q. Was there anyone else who was working in the lab at that time? 10 Q. Was there anyone else who was working in the lab at that time? 11 the lab at that time? 12 A. No. 13 Q. Can you remember the name of anyone who had you worked in the labs at the Life Sciences Building during that time? 14 A. No. 15 A. No. 16 Q. Do you know the name of anyone who had you worked in the labs at the Life Sciences Building during that time? 16 A. No. 17 Q. Was there anyone else who was working in the lab at that time? 18 Year of the worked in the labs at the Life Sciences Building during that time? 19 Q. Do you know the name of anyone who had you worked in the labs at the Life Sciences Building during that time? 19 Q. Do you know the name of anyone who had you worked in the labs at the Life Sciences Building during that time? 19 Q. Do you know the name of anyone who had you worked in the labs at the Life Sciences Building d	for responsibility for purchasing the pads and mittens used in that class? A. No, I don't. Q. Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. A. That's correct.	research in conducted at the
7 in that class? 8 A. No, I don't. 9 Do you know the manufacturer, brand name or trade name of the pads and mitters used in that class? 12 A. No, I don't. 13 Q. Do you know anyone who might know the supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which the supplier or distributors from whom or from which the same floor is the research lab during that the exact lab during that the exact lab during that time? 1 research lab, there as that time? 2 research lab, there as the same time that you were there? 2	7 in that class? 8 A. No, I don't. 9 Q. Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? 12 A. No, I don't. 13 Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 14 Supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 15 pads and mittens used in that class were purchased? 16 A. No, I don't. 17 Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. 18 Work at the research lab at U.C. Berkeley. 19 A. That's correct. 19 Q. Am I correct in understanding correct head of the lab and/or your supervisor and of the lab and/or your supervisor. 19 A. That's correct. 20 A. That's correct. 21 A. That's correct. 22 A. That's correct. 23 A. No, I don't. 24 A. No, I don't. 25 A. No, I don't. 26 A. That's correct. 27 A. That's correct. 28 A. No, I don't. 29 A. No, I don't. 20 And that was conducted or as the research lab. 20 Am I correct in understand head of the lab and/or your supervisor. 21 A. That's correct. 22 A. That's correct.	research in conducted at the
A. No, I don't. O. Do you know the names of anyone who might know the manufacturer, brand name or trade name of life he pads and mittens used in that class? A. No, I don't. O. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? A. No, I don't. O. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct? A. That's correct. O. Dr. Sherburne Cook was still your supervisor. Is that correct? A. That's correct. O. When you were first working at that Page 294 research lab, there was an undergraduate student who worked with you. Am I correct in recalling your Am I correct in the labs at the Life Sclences Building I shall the same time that you were there? A Page Am I correct in understanding that the labor at the time? A Page Am I correct in understanding that the labor at the same time that you were there? A Yes. Q About how many people, other people, Worked in that lab? A Page Am I correct in understanding that the I worked in the labs at the Life Sclences Building I shall the same time that you were there? A No. Q What is the	A. No, I don't. Q. Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? pads and mittens used in that class were purchased? pads and mittens used in that class were purchased? A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct? A. That's correct.	conducted at the
Q. Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mitters used in that class? A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplier or distributors from whom or from which those supplies on what are research lab. 10 Q. Dr. After Hunter College, you went back to a the research lab and/or your supervisor was Dr. Timirus A. That's correct. 21 Q. That's correct. 22 Suppervisor. 22 Suppervisor. 23 Is that correct? 24 A. That's correct. 25 Q. When you were first working at that 26 A. That's correct. 27 A. That's correct. 28 A. That's correct. 29 A. That's correct. 20 A. A. That's correct. 21 Q. When you were first working at that 22 Is the correct? 23 Is the correct? 24 A. Yes. 25 Q. About how many people, other people. 25 Q. Were those othe	Q. Do you know the names of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in that class? A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? pads and mittens used in that class were purchased? A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct. A. That's correct.	conducted at the
Moving on to your graduate research in the pads and mittens used in that class? A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? A. No, I don't. Q. After Hurter College, you went back to A. That's correct. Q. After Hurter College, you went back to Is that correct? A. That's correct. Q. Ar That's correct. Q. Am I correct in understanding correct? A. That's correct. Q. Was there anyone else who worked in that sab at the same time that you were there? Yes. Tresearch lab, there was an undergraduate student who worked with you. When you were first working at that Tesearch lab, there was an undergraduate student who worked with you. When you were first working at that Tesearch lab, there was an undergraduate student who worked with you. When you were first working at that Tesearch lab, there was an undergraduate student who worked with you. Tesearch lab, there was an undergraduate student who worked with you. Tesearch lab, there was an undergraduate student who worked with you. Tesearch lab, there was an undergraduate student who worked with you. Tesearch lab, there was an undergraduate student who worked with you. Tesearch lab, there was an undergraduate student who worked in the lab at the time? A. He worked for Dr. Cook. Do you know whether that undergraduate student was still there at that time? A. No. Was there anyone else who was working in the lab at the Life Sciences Building. Worked in that lab? A. Yes. Q. Do you know the name of anyone else who was working in the lab at the Life Sciences Building. Worked in that lab? A. Yes. Q. Do you know whether that undergraduate student who worked in that lab? A. Yes. Q. Do you know whether that undergraduate student who worked in the labs at the Life Sciences Building. Worked with you. A. No. Q. Can you remember the name of anyone else who was working in the labs at the Life Sciences Building. What is the second under	might know the manufacturer, brand name or trade fiame of the pads and mittens used in that class? A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct. A. That's correct. A. That's correct in understanding correct and of the lab and/or your supervisor. A. That's correct.	conducted at the
1. the pads and mittens used in that class? 2. A. No, 1 don't. 3. Q. Do you know anyone who might know the your work of dittens used in that class? 4. No, 1 don't. 4. No, 1 don't. 5. A. No, 1 don't. 6. A. No, 1 don't. 7. Q. After Hunter College, you went back to your know the research lab at U.C. Berkeley. 8. That's correct. 9. A. That's correct. 9. Dr. Sherburne Cook was still your your is sthat correct? 10. Q. Dr. Sherburne Cook was still your your is sthat correct? 11. Stata correct. 12. Q. When you were first working at that you were first working at that you were first working at that your were different was an undergraduate student who worked with you. 11. The worked with you. 12. A. A. That's correct. 12. Q. When you were first working at that you were first working at that you were there? 12. A. That's correct. 13. Q. Was there anyone else who was working in the testimony? 14. testimony? 15. A. I don't recall. 16. A. No. Q. Do you know whether that undergraduate student who worked in the labs at that time? 17. A. No. Q. Was there anyone else who was working in the lab at that time? 18. A. Yes. 19. Q. Am I correct in understanding that the lead of the lab and/or your supervisor was Dr. Timirus A. Yes. 10. Q. Was there anyone else who worked in that lab? 12. A. Millow you were first working at that you were there? 12. A. That's correct. 12. Q. Was there anyone else who worked in that lab? 12. A. Millow you were first working at that you were there? 12. A. A. That's correct. 12. Q. Was there anyone else who worked in that lab? 12. A. Millow you were first working at that you were there? 13. Worked in that lab? 14. Yes. 15. Q. Do you know whether that undergraduate student who worked in that lab? 16. A. No. Q. Do you know whether that undergraduate student who worked in that lab? 17. Q. Were those other grad students? 18. A. Yes. 19. Q. Do you know the name of anyone who might you who worked in the labs at the Life Sciences Building who worked in the labs at the Life S	the pads and mittens used in that class: A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct. A. That's correct. A. Yes. Q. Am I correct in understanding correct as the research lab and/or your supervisor. A. That's correct. A. That's correct. A. That's correct. A. That's correct.	conducted at the
11 the pads and mittens used in that class. 12 A. No, I don't. 13 Q. Do you know anyone who might know the gads and mittens used in that class were purchased? 14 supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 15 A. No, I don't. 16 A. No, I don't. 17 Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. 18 Work at the research lab at U.C. Berkeley. 19 Is that correct? 20 A. That's correct. 21 Q. Dr. Sherburne Cook was still your your supervisor was Dr. Timirus 22 supervisor. 23 Is that correct? 24 A. That's correct. 25 Q. Am I correct in understanding that the leab and/or your supervisor was Dr. Timirus 26 A. That's correct. 27 Q. When you were first working at that 28 Yes. 29 Q. About how many people, other people, 29 A. I don't recall. 20 Yere those other grad students? 30 A There to four. 40 Were those other grad students? 41 testimony? 42 testimony? 43 testimony? 44 testimony? 55 A. He worked for Dr. Cook. 66 Q. For Dr. Cook. 67 Do you know whether that undergraduate student was still there at that time? 98 A. I don't recall. 19 Q. Was there anyone else who was working in the lab at that time? 19 A. No. 10 Q. Was there anyone else who was working in the lab at that time? 10 Q. Was there anyone else who was working in the lab at that time? 11 the lab at that time? 12 A. No. 13 Q. Were those other grad students? 14 A. Yes. 15 A. Three to four. 16 Q. Do you know whether that undergraduate student who worked in that lab? 27 A. There to four. 28 Q. Do you know the names of anyone else who was working in the lab at that time? 29 A. I don't recall. 20 A. No. 21 Q. Were those other grad students? 22 A. Yes. 33 Urere the they you were there? 44 A. Yes. 55 Q. Do you know the names of anyone else who was working in the lab at that time? 45 A. No. 46 Can you remember the name of anyone who had during that time? 46 A. No. 47 A. No. 48 Can you remember the name of anyone who had	the pads and mittens used in that class: A. No, I don't. Q. Do you know anyone who might know the supplier or distributors from whom or from which those pads and mittens used in that class were purchased? A. No, I don't. A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct. A. That's correct. A. Yes. Q. Am I correct in understanding correct head of the lab and/or your supervisor. A. That's correct.	
A. No, 1 don't. Q. Do you know anyone who might know the page and mittens used in that class were purchased? A. No, 1 don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct? A. That's correct. Q. And that was conducted on the same floor as the research lab at U.C. Berkeley. Is that correct? A. That's correct. Q. An I correct in understanding that the lead of the lab and/or your supervisor was Dr. Timirus as the same time that you were there? A. That's correct. Dr. Sherburne Cook was still your supervisor. Is that correct? A. That's correct. Q. Was there anyone else who worked in that lab? Is supervisor. Is that correct? A. That's correct. Q. Was there anyone else who worked in that lab? Is supervisor. A. That's correct. D. Was there was an undergraduate student who worked with you. Am I correct in recalling your A testmony? A. He worked for Dr. Cook. Do you know whether that undergraduate student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. That's correct.	13 Life Sciences Building. Is that correct? 14 Supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 15 pads and mittens used in that class were purchased? 16 A. No, I don't. 17 Q. After Hunter College, you went back to 18 work at the research lab at U.C. Berkeley. 18 Is that correct? 19 Q. Am I correct in understanding correct 19 Q. Am I cor	
3. Q. Do you know whose with whom or from which those pads and mittens used in that class were purchased? 4. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. J. Ather thunter College, you went back to work at the research lab at U.C. Berkeley. J. A. That's correct. A. That's correct. C. D. Dr. Sherburne Cook was still your supervisor. J. Is that correct? A. That's correct. C. When you were first working at that worked with you. M. That's correct. C. When you were first working at that worked with you. M. Am I correct in recalling your Am I correct in that lab? Am I correct in recall in that lab? Am I correct in that	Q. Do you know anyone who may be the research lab. 14 Supplier or distributors from whom or from which those pads and mittens used in that class were purchased? 15 Q. And that was conducted or lab as the research lab. 16 A. No, I don't. 17 Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. 18 A. Yes. 19 Q. Am I correct in understanding correct lab and/or your supervisor. 19 A. That's correct. 20 A. That's correct. 21 A. That's correct.	II Soor
yupplier or distributors from whom or from winth those pads and mittens used in that class were purchased? A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct? A. That's correct. Q. Dr. Sherburne Cook was still your supervisor. Is that correct? A. That's correct. Q. Was there anyone else who worked in that lab? research lab, there was an undergraduate student who worked with you. The student was still there at that time? Am I correct in recalling your Am I correct in that lab? 2 A. Three to four. Worked in that lab? A Yes. Q Do you know whether that undergraduate by A. Two. Q Do you know whether that undergraduate A Ne. Q Can you remember? A No. Q Do you know the name of anyone who had presponsibility for purchasing the pads and milttens used in that research lab during that time? An I correct in understanding that the lead of the lab and/or your supervisor was Dr. Timirus A. That's correct. Q. An That's correct. Q. An That's correct. Q. An That'	supplier or distributors from whom or from which those pads and mittens used in that class were purchased? A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct? A. That's correct. Pr. Shedwing Cook was still your	
15 pads and mittens used in that class were put observed. 16 A. No, I don't. Q. After Hunter College, you went back to 17 Q. After Hunter College, you went back to 18 that correct? 18 work at the research lab at U.C. Berkeley. 19 Q. Am I correct in understanding that the 19 Lead of the lab and/or your supervisor was Dr. Timirus 21 A. That's correct. 20 A. That's correct? 21 Q. Dr. Sherburne Cook was still your 22 A. That's correct. 22 supervisor. 23 Is that correct? 24 A. That's correct. 25 Q. Was there anyone else who worked in that lab? 26 When you were first working at that 27 research lab, there was an undergraduate student who worked with you. 38 Am I correct in recalling your 49 Am I correct in recalling your 4 testimony? 5 A. He worked for Dr. Cook. 6 Q. For Dr. Cook. 7 Do you know whether that undergraduate student was still there at that time? 8 student was still there at that time? 9 A. I don't recall. 9 Q. Was there anyone else who was working in the lab at that time? 10 Q. Was there anyone else who was working in the lab at that time? 11 the lab at that time? 12 A. That's correct. 22 Q. Was there anyone else who worked in that lab? 23 Q. Were those other grad students? 4 A. Yes. 4 A. Yes. 4 A. Three to four. 5 Q. Do you know whether that undergraduate the lab of that lab? 6 Output have the lab and/or your supervisor was Dr. Timirus and the same time that you were there? 24 A. Yes. 25 Q. About how many people, other people, worked in that lab? 2 A. Three to four. 3 Q. Were those other grad students? 4 A. Yes. 6 Q. Do you know whether that undergraduate the laboration worked in that lab? 2 Q. Do you know whether that undergraduate the laboration worked in the laboration	pads and mittens used in that class were purchases. A. No, I don't. Q. After Hunter College, you went back to Work at the research lab at U.C. Berkeley. Is that correct? A. That's correct. Dr. Shedwing Cook was still your 16 as the research lab. 17 Is my understanding correct. 18 A. Yes. 19 Q. Am I correct in understanding correct. 20 head of the lab and/or your supervisor. 21 A. That's correct.	the same floor
A. No, I don't. Q. After Hunter College, you went back to work at the research lab at U.C. Berkeley. Is that correct? Q. Dr. Sherburne Cook was still your Is that correct? Let Q. Dr. Sherburne Cook was still your Supervisor. Let Q. Dr. Sherburne Cook was still your Let Supervisor. Let Q. When you were first working at that Let Sherp Q. Am I correct in understanding that the least at the same time that you supervisor was Dr. Timirus A. That's correct. Q. Was there anyone else who worked in that worked with you. Let Stimony? Am I correct in recalling your An I correct in understanding that the same of the lab and/or your supervisor was Dr. Timirus An Yes. Q. Was there anyone else who worked in that lab? An Yes. Q. Do you know then recall in that lab? An Yes. Q. Do you know thether that undergraduate An Yes. Q. Do you know then arme of anyone else An Yes. Q. Do you know then arme of anyone else An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember? An Yes. Q. How many names do you remember?	16 A. No, I don't. 17 Q. After Hunter College, you went back to 18 work at the research lab at U.C. Berkeley. 19 Is that correct? 20 A. That's correct. 20 A. That's correct. 21 A. That's correct. 21 A. That's correct.	
A. That's correct. Q. Dr. Sherburne Cook was still your supervisor. Is that correct? A. That's correct. Q. Dr. Sherburne Cook was still your supervisor. Is that correct? A. That's correct. A. That's correct. When you were first working at that Page 294 testimony? A. He worked for Dr. Cook. Q. For Dr. Cook. Q. For Dr. Cook. Do you know whether that undergraduate students who worked with you. A. I don't recall. Q. Was there anyone else who was working in that bab at that time? A. I don't recall. Q. Was there anyone else who was working in that bab at that time? A. No. Q. Can you remember the name of anyone else during that time? A. No. Q. Do you know the name of anyone who had the bab at the Life Sciences Building in that research lab during that time? A. No. Q. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Q. Do you know the name of anyone who might that the labs at the Life Sciences Building are possibility for purchasing the pads and mittens used in that research lab during that time? A. No. Q. Do you know the name of anyone who might that the labs are possibility for purchasing the pads and mittens used in that research lab during that time? A. No. Q. Do you know the name of anyone who might that the labs and/or your supervisor was Dr. Timirus A. That's correct. Q. Was there anyone else who worked in that at the same time that you were there? A. That's correct. A. Yes. B. Worked in that lab? A. Yes. Do you know the names of any of the labs and/or your supervisor was Dr. Timirus A. Yes. Do you know the names of any of the labs and/or you superlied for	17 Q. After Hunter College, you went back to 18 work at the research lab at U.C. Berkeley. 19 Is that correct? 20 A. That's correct. 21 A. That's correct. 21 A. That's correct.	t?
18 work at the research lab at U.C. Berkeley. 19	18 work at the research lab at U.C. Berkeley. 19 Q. Am I correct in understand 19 Q. Am I correct in understand 20 A. That's correct. 20 head of the lab and/or your supervisor 21 A. That's correct.	
19 Is that correct? 20 A. That's correct. 21 Q. Dr. Sherburne Cook was still your 22 supervisor. 23 Is that correct? 24 A. That's correct. 25 Q. Was there anyone else who worked in that 26 worked with you. 27 worked with you. 28 Am I correct in recalling your 39 Am I correct in recalling your 40 testimony? 50 A. He worked for Dr. Cook. 61 Q. For Dr. Cook. 62 Q. For Dr. Cook. 63 Q. For Dr. Cook. 64 Q. For Dr. Cook. 65 Q. For Dr. Cook. 66 Q. For Dr. Cook. 67 Do you know whether that undergraduate student was still there at that time? 48 student was still there at that time? 49 A. I don't recall. 50 Q. Was there anyone else who was working in the lab at that time? 51 the lab at that time? 52 A. No. 53 Q. Can you remember the name of anyone else who was working in that research lab during that time? 54 A. No. 55 Q. Do you know the name of anyone who had that time? 56 A. No. 77 Q. Do you know the name of anyone who had that time? 57 A. No. 58 Q. Can you remember the name of anyone who had that time? 59 A. No. 50 Q. Do you know the name of anyone who had that time? 50 A. No. 51 Q. Do you know the name of anyone who had that research lab during that time? 52 A. No. 53 Q. Do you know the name of anyone who had that time? 59 A. There to four. 50 Q. Do you know the name of anyone else who was working in that research lab during that time? 50 A. No. 51 Q. Was there anyone else who was working in that research lab during that time? 52 A. He worked in that lab? 53 Q. How many names do you remember? 54 A. Yes. 55 Q. Do you know the name of anyone who had that time? 65 A. He worked in that lab? 66 Oby you know the name of anyone who had that time? 67 A. No. 68 Q. Can you remember the name of anyone who had that time? 69 A. He worked in that lab? 60 A. No. 61 Q. Do you know the name of anyone who had that time? 61 A. No. 62 Q. Do you know the name of anyone who might time? 63 A. No. 64 Can you remember the name of anyone who might time? 65 A. No. 66 Q. Do you know the name of anyone who might time? 66 A. No. 67 Q. Do you know	19 Is that correct? 20 A. That's correct. 21 A. That's correct. 21 A. That's correct.	ing that the
A. Intars correct. Q. Dr. Sherburne Cook was still your supervisor. Is that correct? A. That's correct. Q. When you were first working at that Page 294 research lab, there was an undergraduate student who wrked with you. A. He worked for Dr. Cook. Q. For Dr. Cook. Q. For Dr. Cook. Do you know whether that undergraduate student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. No. Q. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building during that time? A. No. Co you know the name of anyone who had Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who had Q. Do you know the name of anyone who many pages who worked in that lab? A. That's correct. Q. Was there anyone else who was working in the lab? A. There to four. A. That's correct. Q. Was there anyone else who was working in the lab? A. Yes. Q. Do you know the names of anyone else A. No. B. Q. How many names do you remember? A. How do you spell Gabriel's last name? A. How do you spell Gabriel's last name? A. How do you spell Nancy's last name? A. S-H-E-R-W-O-O-D. When was the last time you spoke to Did Mr. Maletta? A. At the time I worked in the laboraton Did Mr. Maletta have any responsibility for ordering pads and mittens? A. At the time I worked in the laboraton Did Mr. Maletta have any responsibility for ordering pads and mittens? A. No. C. Is it Ms. Sherwood?	20 A. That's correct.	was Dr. Timirus?
21 supervisor. 22 supervisor. 23	De Sherburne Cook was still your	
22 supervisor. 23 Is that correct? 24 A. That's correct. 25 Q. When you were first working at that 26 Page 294 1 research lab, there was an undergraduate student who 2 worked with you. 3 Am I correct in recalling your 4 testimony? 5 A. He worked for Dr. Cook. 6 Q. For Dr. Cook. 7 Do you know whether that undergraduate 8 student was still there at that time? 9 A. I don't recall. 10 Q. Was there anyone else who was working in 11 the lab at that time? 12 A. No. 13 Q. Can you remember the name of anyone else 14 who worked in the labs at the Life Sciences Building 15 during that time? 16 A. No. 17 Q. Do you know the name of anyone who had 18 responsibility for purchasing the pads and mittens used 19 in that research lab during that time? 20 A. No. 21 Q. Do you know the name of anyone who mad 22 know the manufacturer, brand name or trade name of the 23 pads and mittens used in the research lab during that 18 time? 21 lab at the same time that you were there? 24 A. Yes. 25 Q. About how many people, other people, 24 A. Yes. 26 O. About how many people, other people, 27 A. Three to four. 28 A. There to four. 39 Q. Were those other grad students? 4 A. Yes. 4 Yes. 5 Q. Do you know the names of any of the other students? 4 A. Yes. 6 other students? 7 A. Yes. 8 Q. How many names do you remember? 9 A. Two. 10 Q. What is the second person's name? 11 the lab at that time? 12 A. No. 13 Q. What is the second person's name? 14 A. MA-L-E-T-T-A. 15 Q. What is the same time that you were there? 24 A. Yes. 25 Q. Do you know the names of any of the other students? 4 A. Yes. 6 other students? 7 A. Yes. 9 A. Two. 9 A. Two. 16 A. No. 17 Q. What is the second person's name? 18 A. Sch-E-R-W-O-O-D. 19 Q. When was the last time you spoke to Did Mr. Maletta have any responsibility for our deal minutes. 20 A. No. 21 A. No. 22 A. No. 23 Iab at the same time that you were there? 24 A. Yes. 25 Q. Do you know the name of any of the other students? 24 A. Yes. 25 Q. How many names do you remember? 26 A. No. 27 A. Yes. 28 Q. How many names do you s	71 (). Dr. Shelbuttle cock that any / I was there anvone else with	o worked in that
1 research lab, there was an undergraduate student who 2 worked with you. 3 Am I correct in recalling your 4 testimony? 5 A. He worked for Dr. Cook. 6 Q. For Dr. Cook. 7 Do you know whether that undergraduate 8 student was still there at that time? 9 A. I don't recall. 10 Q. Was there anyone else who was working in 11 the lab at that time? 12 A. No. 13 Q. Can you remember the name of anyone else 14 who worked in the labs at the Life Sciences Building 15 during that time? 16 A. No. 17 Q. Do you know the name of anyone who had 18 responsibility for purchasing the pads and mittens used 19 in that research lab during that time? 20 A. No. 21 Q. Do you know the name of anyone who might 22 know the manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand	22 Q. Was tick anyone	O MOUNCO III CITT
1 research lab, there was an undergraduate student who 2 worked with you. 3 Am I correct in recalling your 4 testimony? 5 A. He worked for Dr. Cook. 6 Q. For Dr. Cook. 7 Do you know whether that undergraduate 8 student was still there at that time? 9 A. I don't recall. 10 Q. Was there anyone else who was working in 11 the lab at that time? 12 A. No. 13 Q. Can you remember the name of anyone else 14 who worked in the labs at the Life Sciences Building 15 during that time? 16 A. No. 17 Q. Do you know the name of anyone who had 18 responsibility for purchasing the pads and mittens used 19 in that research lab during that time? 20 A. No. 21 Q. Do you know the name of anyone who might 22 know the manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand name or trade name of the lab at manufacturer, brand	22 supervisor. 23 lab at the same time that you were the	ier
Page 294 research lab, there was an undergraduate student who worked with you. Am I correct in recalling your testimony? A. He worked for Dr. Cook. Q. For Dr. Cook. Do you know whether that undergraduate student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. No. Q. Can you remember the name of anyone else who worked in that lab? A. Yes. Q. Do you know the names of any of tho other students? A. Yes. Q. Do you know the names of other students? A. Yes. Q. Do you know the names of other students? A. Yes. Q. How many names do you remember? A. Two. Q. Okay. Q. Okay. A. Gabriel Maletta. A. Gabriel Maletta. A. MA-A-L-E-T-T-A. What are their names? A. Nancy Sherwood. A. At the time I worked in the laborator of or ordering pads and milttens? A. At the time I worked in the laborator of or ordering pads and miltens? A. No. A. No. A. Three to four. A. Yes. A.	73 Is that correct:	
Page 294 1 research lab, there was an undergraduate student who 2 worked with you. 3	24 A. That's correct. 25 Q. About how many people, 0	otner people,
research lab, there was an undergraduate student who worked with you. Am I correct in recalling your testimony? A. He worked for Dr. Cook. Do you know whether that undergraduate student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. No. Q. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building during that time? A. No. Q. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. D. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the time? And No. Do you know the name of anyone who might time? And No. Do you know the name of anyone who might time? And No. Do you know the name of anyone who might time? And No. Do you know the name of anyone who might time? And No. Do you know the name of anyone who might time? And No. And I correct in recalling your And Yes. And How many names do you remember? And How Maletta. And How Maletta. And How And Yes. And How many names do you remember? And How Maletta. And How And Yes. And How many names do you remember? And How And Yes. And Ye	Q. When you were first working at that	D 2
research lab, there was an undergraduate worked with you. Am I correct in recalling your testimony? A. He worked for Dr. Cook. Q. For Dr. Cook. Do you know whether that undergraduate students? student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. No. Q. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building during that time? A. No. Q. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Do you know the name of anyone who might to time? A. No. Do you know the name of anyone who might to pads and mittens used in that research lab during that time? know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? Responsibility for purchasing the pads and mittens used in the research lab during that time? A. No. Do you know the name of anyone who might to pads and mittens used in the research lab during that time? A. No. A. Three to four. A. Yes. A. Yes. A. Yes. Q. How many names do you remember? A. Gabriel Maletta. A. M-A-L-E-T-T-A. What is the second person's name? A. Nancy Sherwood. Please spell Nancy's last name? A. S-H-E-R-W-O-O-D. When was the last time you spoke to Maletta? A. At the time I worked in the laborator of	Page 294	Page 2
worked with you. Am I correct in recalling your testimony? A. He worked for Dr. Cook. Q. For Dr. Cook. Do you know whether that undergraduate student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. No. Q. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building during that time? A. No. A. No. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Do you know the name of anyone who had in that research lab during that time? A. No. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might time? A. No. A. Wo. A. Wo	the there was an undergraduate student who 1 worked in that lab?	
4 testimony? 5 A. He worked for Dr. Cook. 6 Q. For Dr. Cook. 7 Do you know whether that undergraduate 8 student was still there at that time? 9 A. I don't recall. 10 Q. Was there anyone else who was working in 11 the lab at that time? 11 A. No. 12 Can you remember the name of anyone else who worked in the labs at the Life Sciences Building 15 during that time? 16 A. No. 17 Q. Do you know the name of anyone who had 18 responsibility for purchasing the pads and mittens used 19 in that research lab during that time? 10 A. No. 11 Do you know the name of anyone who might 19 A. No. 12 Q. Do you know the name of anyone who might 19 A. No. 19 Q. Do you know the name of anyone who might 19 Q. Do you know the name of anyone who might 19 Q. Do you know the name of anyone who might 19 Q. Do you know the name of anyone who might 19 Q. Do you know the name of anyone who might 19 Q. Do you know the name of anyone who might 19 Q. Do you know the name of anyone who might 19 Q. Did Mr. Maletta have any responsibility for ordering pads and mittens? 10 Q. Is it Ms. Sherwood?	1 research lab, use was an arrest 2 A. Three to loui.	ctudents?
4 testimony? 5 A. He worked for Dr. Cook. 6 Q. For Dr. Cook. 7 Do you know whether that undergraduate 8 student was still there at that time? 9 A. I don't recall. 10 Q. Was there anyone else who was working in the lab at that time? 11 the lab at that time? 12 A. No. 13 Q. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building during that time? 14 who worked in the labs at the Life Sciences Building during that time? 15 during that time? 16 A. No. 17 Q. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? 18 responsibility for purchasing the pads and mittens used in that research lab during that time? 20 A. No. 21 Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name or trade name of the pads and mittens used in the research lab during that time? 21 A. No. 22 know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? 22 know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? 23 pads and mittens used in the research lab during that time? 24 know the manufacturer, brand name or trade name of the time? 25 La County of the students? 26 A. No. 27 A. Yes. 28 Q. How many names do you remember? 28 A. Two. 29 A. Two. 20 What is the second person's name? 21 Q. What is the second person's name? 22 A. No. 23 Please spell Nancy's last name? 24 A. At the time I worked in the laboraton Q. Did Mr. Maletta have any responsibility for ordering pads and mittens? 29 A. Two. 20 Do you know the name of anyone who might Q. Did Mr. Maletta have any responsibility for ordering pads and mittens? 24 A. No. 25 Q. Is it Ms. Sherwood?	2 worked with you. 3 Q. Were those other grad	Students:
A. He worked for Dr. Cook. Q. For Dr. Cook. Do you know whether that undergraduate student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. No. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building during that time? A. No. Council Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. No. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. No. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the time? A. No. Council Devok who was working in the students? A. How many names do you remember? A. Two. Okay. What are their names? A. Ma-A-L-E-T-T-A. What is the second person's name? A. Nancy Sherwood. Please spell Nancy's last name? A. S-H-E-R-W-O-O-D. When was the last time you spoke to Maletta? A. At the time I worked in the laborator of ordering pads and mittens? A. No. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the laborator of ordering pads and mittens? A. No. Council Devok of the students? A. A. Two. A. M-A-L-E-T-T-A. What is the second person's name? A. S-H-E-R-W-O-O-D. When was the last time you spoke to ordering pads and mittens? A. No. Council Devok of the students? A. A. Two. Council Devok of the students? A. No. Council Devok of the students? A. No. Council Devok of the students? A. A. Two. Council Devok of the students? A. No. Council Devok of the students? A. No. Council Devok of the students?	3 Am I correct in Techning you. 4 A. Yes.	- 6 6 thor
A. He worked for Dr. Cook. Q. For Dr. Cook. Do you know whether that undergraduate student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. No. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building during that time? A. No. Council Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. No. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. No. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the time? A. No. Council Devok who was working in the students? A. How many names do you remember? A. Two. Okay. What are their names? A. Ma-A-L-E-T-T-A. What is the second person's name? A. Nancy Sherwood. Please spell Nancy's last name? A. S-H-E-R-W-O-O-D. When was the last time you spoke to Maletta? A. At the time I worked in the laborator of ordering pads and mittens? A. No. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the laborator of ordering pads and mittens? A. No. Council Devok of the students? A. A. Two. A. M-A-L-E-T-T-A. What is the second person's name? A. S-H-E-R-W-O-O-D. When was the last time you spoke to ordering pads and mittens? A. No. Council Devok of the students? A. A. Two. Council Devok of the students? A. No. Council Devok of the students? A. No. Council Devok of the students? A. A. Two. Council Devok of the students? A. No. Council Devok of the students? A. No. Council Devok of the students?	4 testimony?	s of any of those
Oyou know whether that undergraduate student was still there at that time? A. I don't recall. Oy. Was there anyone else who was working in the lab at that time? A. No. Oyou remember the name of anyone else who worked in the labs at the Life Sciences Building the lab at time? A. No. Oyou remember the name of anyone else during that time? A. No. Oyou know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Oyou know the name of anyone who might in that research lab during that time? A. No. Oyou know the name of anyone who might know the manufacturer, brand name or trade name of the know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. Yes. A. Yes. A. How many names do you remember? A. Gabriel Maletta. A. M-A-L-E-T-T-A. What are their names? A. Man-A-L-E-T-T-A. What is the second person's name? A. Nancy Sherwood. Please spell Nancy's last name? A. S-H-E-R-W-O-O-D. When was the last time you spoke to Maletta? A. At the time I worked in the laborator Oy. Did Mr. Maletta have any responsibility for ordering pads and mittens? A. No. Oy. Is it Ms. Sherwood?	5 A. He worked for Dr. Cook.	
student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. No. Q. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building during that time? A. No. A. No. Q. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Q. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might pads and mittens? A. Two. A. Gabriel Maletta. A. Mo-A-L-E-T-T-A. How do you spell Gabriel's last name? A. Nancy Sherwood. B. A. Nancy Sherwood. A. Nancy Sherwood. B. A. S-H-E-R-W-O-O-D. When was the last time you spoke to pid Mr. Maletta have any responsibility for ordering pads and mittens? A. A. Theo. A. Maletta? A. At the time I worked in the laborator pads and mittens? A. No. A. No. A. No. A. I thow do you spell Gabriel's last name? A. Nancy Sherwood. A. Nancy Sherwood. B. A. Nancy Sherwood. A. A. Theo. A. A. Theo. A. A. How do you spell Gabriel's last name? A. Nancy She	6 O For Dr. Cook.	
student was still there at that time? A. I don't recall. Q. Was there anyone else who was working in the lab at that time? A. No. Q. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building during that time? A. No. Q. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Q. Do you know the name of anyone who had in that research lab during that time? A. No. Q. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that time? A. A. Wo. A. What is the second person's name? A. Nancy Sherwood. A. S-H-E-R-W-O-O-D. When was the last time you spoke to Maletta? A. At the time I worked in the laborator pads and mittens? A. No. A. No. A. No. A. No. A. No. A. At the time I worked in the laborator pads and mittens? A. No. A. No. A. No. A. No.	Do you know whether that undergroupate 1 2 O How many names do y	ou remember?
9 A. I don't recall. 10 Q. Was there anyone else who was working in 11 the lab at that time? 12 A. No. 13 Q. Can you remember the name of anyone else 14 who worked in the labs at the Life Sciences Building 15 during that time? 16 A. No. 17 Q. Do you know the name of anyone who had 18 responsibility for purchasing the pads and mittens used 19 in that research lab during that time? 20 A. No. 21 Q. Do you know the name of anyone who might 22 know the manufacturer, brand name or trade name of the 23 pads and mittens used in the research lab during that 24 time? 10 Q. Okay. 11 What are their names? 12 A. Gabriel Maletta. 13 Q. How do you spell Gabriel's last name? 14 A. M-A-L-E-T-T-A. 15 Q. What is the second person's name? 16 A. Nancy Sherwood. 17 Q. Please spell Nancy's last name? 18 A. S-H-E-R-W-O-O-D. 19 Q. When was the last time you spoke to 19 Q. Did Mr. Maletta have any responsibility for ordering pads and mittens? 20 A. No. 21 Q. Do you know the name of anyone who might pads and mittens used in the research lab during that 22 know the manufacturer, brand name or trade name of the time? 23 pads and mittens used in the research lab during that 24 time? 25 Q. Is it Ms. Sherwood?	that was still there at that time?	
the lab at that time? 1 the lab at that time? A. No. Q. Can you remember the name of anyone else during that time? A. No. A. No. Q. Can you remember the name of anyone else during that time? A. No. Q. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Q. Do you know the name of anyone who might who was the last time you spoke to the for ordering pads and mittens? A. No. Q. Do you know the name of anyone who might who was the last time you spoke to the laboratory pads and mittens used in the research lab during that time? A. No. Q. Do you know the name of anyone who might who was the last time you spoke to pid Mr. Maletta have any responsibility for ordering pads and mittens? A. The time I worked in the laboratory pads and mittens? A. The time I worked in the laboratory pads and mittens? A. The time I worked in the laboratory pads and mittens? A. The time I worked in the laboratory pads and mittens? A. No. Q. Did Mr. Maletta have any responsibility for ordering pads and mittens? A. No. Q. Is it Ms. Sherwood?	a 1 den't rorali	
the lab at that time? A. No. Q. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building that time? A. No. Q. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of trade name of the know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of trade name of the know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might A. How do you spell Gabriel's last name? A. MA-L-E-T-T-A. 14 A. M-A-L-E-T-T-A. 15 Q. What is the second person's name? 16 A. Nancy Sherwood. 17 Q. Please spell Nancy's last name? 18 A. S-H-E-R-W-O-O-D. When was the last time you spoke to 19 Q. Did Mr. Maletta. A. A. Wo. 21 A. A. Mo. 22 A. A. No. 23 A. At the time I worked in the laborator 24 A. No. 25 Q. Is it Ms. Sherwood?	Was there anyone else who was working in 10 %.	
A. No. Q. Can you remember the name of anyone else who worked in the labs at the Life Sciences Building that time? A. No. Q. Do you know the name of anyone who had Please spell Nancy's last name? A. No. Please spell Nancy's last name? A. S-H-E-R-W-O-O-D. When was the last time you spoke to Maletta? A. No. Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of anyone who might Q. Do you know the name of trade name of the know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that pads and mittens used in the research lab during that time? A. No. Q. Is it Ms. Sherwood?		
Q. Can you remember the harme of anyone due to anyone due	1 to the second Cobe	iel's last name?
who worked in the labs at the Life Sciences building that time? A. No. Q. Do you know the name of anyone who had responsibility for purchasing the pads and mittens used in that research lab during that time? A. No. Q. Do you know the name of anyone who might of the lab during that time? A. No. Q. Do you know the name of anyone who might of the lab during that lab during that of time? A. No. O. What is the second person's name? A. Nancy Sherwood. A. Nancy Sherwood. A. S-H-E-R-W-O-O-D. When was the last time you spoke to O. Maletta? A. At the time I worked in the laborator O. Did Mr. Maletta have any responsibility of ordering pads and mittens? A. No. O. Is it Ms. Sherwood?	Can you remember the lighte of enjoyee the	
15 during that time? 16 A. No. 17 Q. Do you know the name of anyone who had 18 responsibility for purchasing the pads and mittens used 19 in that research lab during that time? 20 A. No. 21 Q. Do you know the name of anyone who might 22 know the manufacturer, brand name or trade name of the 23 pads and mittens used in the research lab during that 24 time? 16 A. Nancy Sherwood. 17 Q. Please spell Nancy's last name? 18 A. S-H-E-R-W-O-O-D. 19 Q. When was the last time you spoke to 20 Maletta? 21 A. At the time I worked in the laborator 22 Q. Did Mr. Maletta have any responsibility for ordering pads and mittens? 23 A. No. 24 time? 25 Q. Is it Ms. Sherwood?	the labe at the Life Sciences building	rcon's name?
16 A. No. 17 Q. Do you know the name of anyone who had 18 responsibility for purchasing the pads and mittens used 19 in that research lab during that time? 20 A. No. 21 Q. Do you know the name of anyone who might 22 know the manufacturer, brand name or trade name of the 23 pads and mittens used in the research lab during that 24 time? 17 Q. Please spell Nancy's last name? 18 A. S-H-E-R-W-O-O-D. 19 Q. When was the last time you spoke to 20 Maletta? 21 A. At the time I worked in the laborator 22 Q. Did Mr. Maletta have any responsibility for ordering pads and mittens? 23 for ordering pads and mittens? 24 A. No. 25 Q. Is it Ms. Sherwood?	14 who worked in the labs at the second per	ISOLI S HOLLING:
16 A. No. 17 Q. Do you know the name of anyone who had 18 responsibility for purchasing the pads and mittens used 19 in that research lab during that time? 20 A. No. 21 Q. Do you know the name of anyone who might 22 know the manufacturer, brand name or trade name of the 23 pads and mittens used in the research lab during that 24 time? 17 Q. Please spell Nancy's last name? 18 A. S-H-E-R-W-O-O-D. 19 Q. When was the last time you spoke to 20 Maletta? 21 A. At the time I worked in the laborator 22 Q. Did Mr. Maletta have any responsibility for ordering pads and mittens? 23 For ordering pads and mittens? 24 A. No. 25 Q. Is it Ms. Sherwood?	lis during that time?	at nama?
responsibility for purchasing the pads and mittens used in that research lab during that time? On A. No. On Do you know the name of anyone who might know the manufacturer, brand name or trade name of the know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that pads and mittens used in the research lab during that time? When was the last time you spoke to Maletta? Did Mr. Maletta have any responsibility for ordering pads and mittens? A. No. Is it Ms. Sherwood?	16 A, No. Please spell Nancy's la	st name:
18 responsibility for purchasing the page and initions used 19 in that research lab during that time? 20 A. No. 21 Q. Do you know the name of anyone who might 22 know the manufacturer, brand name or trade name of the 23 pads and mittens used in the research lab during that 24 time? 19 Q. When was the last time you spoke to 20 Maletta? 21 A. At the time I worked in the laborator 22 Q. Did Mr. Maletta have any responsibility 23 for ordering pads and mittens? 24 A. No. 25 Q. Is it Ms. Sherwood?	17 Q. Do you know the name or anything used 18 A. S-H-E-R-W-O-O-D.	
19 in that research lab during that time: 20 A. No. 21 Q. Do you know the name of anyone who might 22 know the manufacturer, brand name or trade name of the 23 pads and mittens used in the research lab during that 24 time? 20 Maletta? 21 A. At the time I worked in the laborator 22 Q. Did Mr. Maletta have any responsibility 23 for ordering pads and mittens? 24 A. No. 25 Q. Is it Ms. Sherwood?	the parametriality for purchasing the page and mittens used	e you spoke to N
20 A. No. 21 Q. Do you know the name of anyone who might 22 know the manufacturer, brand name or trade name of the 23 pads and mittens used in the research lab during that 24 time? 21 A. At the time I worked in the laboratory 22 Q. Did Mr. Maletta have any responsibili 23 for ordering pads and mittens? 24 A. No. 25 Q. Is it Ms. Sherwood?	to in that resparch lab during that time:	
Q. Do you know the name of anyone who high know the manufacturer, brand name or trade name of the know the manufacturer, brand name or trade name of the pads and mittens used in the research lab during that pads and mittens used in the research lab during that time? Q. Did Mr. Maletta have any responsibilities for ordering pads and mittens? A. No. Is it Ms. Sherwood?	I DO A NO	n the laboratory.
22 know the manufacturer, brand name or trade halfe of the 22 23 for ordering pads and mittens? 23 pads and mittens used in the research lab during that 24 A. No. 24 time? 25 Q. Is it Ms. Sherwood?	1 To the state of the party of	any responsibility
23 pads and mittens used in the research to busing 24 A. No. 24 time? 25 Q. Is it Ms. Sherwood?	f = brand name or trade (iditie of the feether)	
24 time? 25 Q. Is it Ms. Sherwood?	22 know the management used in the research lab during that 23 for ordering paus and mitters.	
1 60 Table 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		
15 . A. No.	1 24 time? I at O is it Ms. Sherwood!	

1010	1 21 2001					Page 299
		Page 297			1	pout SUNY Stony Brook which is where you went
	A.	Yes.		quest	ons at	g as a graduate student at U.C. Berkeley. Is
1	· Q.	When was the last time you spoke to her?	2	after	MOLKIN	g as a graduate student at area of a
2	ų. A.	Approximately 12 years ago.	3		orrect	
3		What was the occasion on which you spoke	4		A.	That's correct. You were at SUNY Stony Brook from 1971
4	Q.	White was are described	5		Q.	You were at Sular Story brook from 250
5	to her?	At a scientific meeting.	6	to 19	74. Is	that correct?
6	Α.	Where was the scientific meeting?	7		A.	That's correct
7	Q.	At Berkeley, California.	8		Q.	Was there somebody to whom you were
8	Α.	Do you remember the subject of this	9	repor	ting w	then you were working at SUNY Stony Brook?
9	Q.	Do you remember the subject of the	10		A.	Yes.
10	meeting?	a destination and action long	11		Q.	To whom were you reporting?
11	Α.	Reproductive endocrinology.	12		A.	Albert Carlson.
12	· Q.	Do you remember how many days this	13		Q.	Do you recall what Albert Carlson's
13	meeting wa	is?	14	posit	ion wa	s?
14	A.	One day.	15	•	A.	Professor and department head biological
15	Q.	Did Ms. Sherwood have any responsibility	16	scien	ices.	
16	for ordering	pads and mittens?	17		Q.	Was there anyone else that you reported
17	Α.	I don't know.	18	to?	•	
18	· Q.	Do you know whether she is still alive?	19		A.	No.
19	Ā.	Yes.	20		Q.	Was there anyone who you worked with and
20	Q.	Is she alive?	21	who	also n	eported to Albert Carlson?
21	À.	I believe so. I don't know 100 percent.	22	WIN	Α.	No
22	Q.	Do you know where she lives?			Q.	Was there anyone who worked for you?
23	Ā.	No	23		Q. A.	No
24	Q.	What makes you believe that she is alive	24			Was there anyone else who worked in that
25	or suspect	that she is alive?	25		Q.	(Va) 01010 011/
						Page 30
		Page 298	1	lah :	at the	time that you were working there?
1	A.	I don't know. I withdraw my previous	2	100	Α.	No
2	answer. I	don't know whether she is still alive.	1		Q.	When was the last time you spoke with
3	Q.	Okav	3		carlso	
4	-	At the graduate research lab that you	4		A.	The early 80s.
5	ware worki	at an studying at from 1964 to 1966, Giu you	5			On what occasion did you speak to him?
6	INDIA SUND	ne who had responsibility for purchasing pads			Q.	A visit to the department.
•	and mitten	c7	7		Α.	And he was still working in the same
7	A.	No	8		Q.	Affilia the was son treatments
8	A. Q.	Did you know the name strike that.	9			In the same position.
9	-	Do you know the name of anyone who might	10		Α.	
10		panufacturer, brand name or trade name of the	11		Q.	Okay. Do you know where Mr. Carlson lives?
11	KNOW the I	nittens used in that lab at that time?	12			
12		No	13		Α.	No.
13	Α.	No. Do you know the name of anyone who might	14	ł	Q.	Did Mr. Carlson have any responsibility
14	Q.	supplier or distributor from which the pads and	15	for	orderi	ng pads and mittens?
15	know the	supplier of distributor from the series	16	5	A.	I don't know.
16		ed in that lab were purchased?	17	7	Q.	Do you know anyone who had
17	Α.	No.	18	3 res	ponsib	ility strike that.
18	Q.	During that two and a half years, give	19	`		Do you know the names of anyone who had
19	or take, di	d you know anyone else who worked in the Life	20) res	ponsib	illity for purchasing pads and mittens at SUNY
20	Sciences 8	building other than Ms. Silei wood, Mr. Tibleton	2:	1 Sto	ny Bro	ook?
21		mirus?	22		Α.	No. I don't.
	_	Vos	2:	5	0	Do you know the names of anyone who
1		worked in that building!	12.	•	٠.	s band name or trade name
22		Who else worked in that building?	10	d mir	iht kni	ow the manufacturer, pranti liams of page harries
4	Q.	I don't recall the names. Sir, I would like to ask you a few	24	4 mig	ght kno	ow the manufacturer, brand name or trade names mittens you used at Stony Brook?

	1 7007					
rcn	1, 2007			············		Page 303
-		Page 30		mittan	: USPÉ	at Columbia University while you were there?
	A.	No, I don't.				
	_	The same of anyone will rive	nt 2			The name of anyone who maying it
!	Q.	applier or distributor from which the pads and	1 3		ζ.	pplier or distributor from which the pads and
3	KUOM (UR 2)	d at Stony Brook were purchased?		know t	ne su	d at Columbia University were purchased?
		Jat Stully brook Were personn	5	mitten	s used	3 SE COMMINIST OFFICE AND A TELESCOPE
5	A.	No. I do not. While you were at SUNY Stony Brook, you	6		۹. ا	No, I don't.
6	Q.	While you were at solly story as that	7	(ą.	The University of Southern California,
7	were also v	orking at Columbia University. Is that	В	AOR M	ere th	here from 1974 to 1977. Is that correct?
8	correct?		وا		Α	That's correct.
9	Α.	Yes.			_	Vou had testified actually, 1 am
0	0	Was there somebody to whom you reporte	- [-	aoina	to ha	ck up before we go on to the University of
	while work	ng at Columbia University?	1		orn C	alifornia
1		\\	12		em c	You mentioned Dr. Timirus do you have
12	Α.	Do you remember the name of that person	17 13		• • • •	todders?
L3	Q.		-			's address?
14	Α.	No. How many people worked with you at	15		Α.	No, I don't. Do you have Dr. Sherburne Cook's
15	Q.	HOW Many heaple worker than the	16		Q.	Do you have Dr. Shelborne doons
16	Columbia l	Iniversity, if any?	17	' addre	ess?	to document
17	Α.	C At the TIME HUIE.	18	3	A.	No, I don't. He is deceased.
18	Q.	Was there a period of time where you had	19		Q.	Do you have Olga Bzrorad's address?
19	somebody	working with you?	20		Ā.	I do not.
20	Α.	Voc	21		Q.	Going back to the University of Southern
	Q.	Do you know the name of that person?			ornia.	
21		Ma	22	_		You had testified before that the chief
22	Α.	Was that person a co-worker or was that	2:	3	1-1	was Heinz Osterburg. Is that correct?
23	Q.	was that posterior	24			That's correct.
24		who reported to you? A co-worker.	2	5	A.	Inal's correct.
25	A.	A CO-WOIKEI.				Page 30
		. Pagr	302			
				1	Q.	Do you have Mr. Osterburg's address?
1	Q.	Was there anyone else, other than		- 2	Ā.	No. I don't.
2	Ŧ	" dear and this co-worker to			_	You also tostified that there Was a
			MINO	, , , , , , , , ,	hista i	student with whom you worked named well, yo
3	Wilbin yo	this lab during the period that you worked		4 grac	tions.	i a James Nelson.
4	Worken II	Billy lide desires and t	1		יטווטווכי	Did he work for you or with you?
5		M-m .	1	6	_	With me.
6	_	Yes. And how many other people worked in the	nis	7	Α.	Do you have Mr. Nelson's address?
7	Q.	And now many outer purple	l	8	Q.	Do you have the next bave it not
8	lab while	you were there?	J	9	A.	Yes, I do. But, I do not have it not
9	_	i do not recall.	1	10 her	₽.	
10	_	Was it more than five?		11	Q.	Okay.
11	_	I don't know.	1	_		I will ask that after the deposition you
		Olema	•	13 give	e the r	name to your attorney, and I will send a letter
12		Do you know the names of any or the		14 200	uestin	a it.
13	\$ 	ople who worked in that lab?			コピンドリ	Monty Heckland, was that an
	i other be			15	•	duate assistant?
14		No. Do you know the names of anyone who	- 1			
				17	Α.	Yes. Did Mr. Heckland work for you?
14	_	Do you know an any other lab in that				THE MIT THE MEDIUM THAT IS 10
14 15	6 Q.	n that building, in any other lab in that	1	18	Q.	
14 15 16 1	6 Q.	n that building, in any other lab in that during that time?	1		Q. A.	Yec
14 15 16 17 17	6 Q. 7 worked 1 8 building,	n that building, in any other lab in that during that time?		18		Yes. Do you have Mr. Heckland's address?
14 15 16 17 17	6 Q. 7 worked 1 8 building, 9 A.	n that building, in any other lab in that during that time? No, I don't.		18 19 20	A.	Yes. Do you have Mr. Heckland's address? No. I don't.
14 15 16 17 17 17 25	6 Q. 7 worked 1 8 building, 9 A.	n that building, in any other lab in that during that time? No, I don't.		18 19 20 21	A. Q. A. O.	Yes. Do you have Mr. Heckland's address? No, I don't. To whom did you report at the University
14 15 16 17 17 27 2	6 Q. 7 worked 8 building, 9 A. 0 Q. 1 respons	n that building, in any other lab in that during that time? No, I don't. Do you know the name of anyone who bility for purchasing pads and mittens at		18 19 20 21	A. Q. A. O.	Yes. Do you have Mr. Heckland's address? No, I don't. To whom did you report at the University ern California?
14 15 16 17 17 17 20 20 20	6 Q. 7 worked 8 building, 9 A. 0 Q. 1 respons 2 Columbi	n that building, in any other lab in that during that time? No, I don't. Do you know the name of anyone who bility for purchasing pads and mittens at a University?	had	18 19 20 21 22 23 of	A. Q. A. Q. South	Yes. Do you have Mr. Heckland's address? No, I don't. To whom did you report at the University ern California? Dr. Finch, Caleb Finch.
14 15 16 17 17 25 22 2	6 Q. 7 worked 8 building, 9 A. 0 Q. 1 respons 12 Columbi	n that building, in any other lab in that during that time? No, I don't. Do you know the name of anyone who billity for purchasing pads and mittens at a University?	had	18 19 20 21	A. Q. A. O.	Yes. Do you have Mr. Heckland's address? No, I don't. To whom did you report at the University ern California? Dr. Finch, Caleb Finch.

arcii	1, 2007				Page 30
		Page 305			
	for me, plea	₅₀ ?	1	A.	Yes.
	_	C-A-L-E-B F-I-N-C-H.	2	Q.	How many names do you know?
2	*	When did you last speak with Mr. Finch?	3	A.	One.
3	Q.	When did you last speak with the work and	4	Q.	What is that name?
4	A.	Approximately ten years ago.	5	Ã.	Beth Schachter, S-C-H-A-C-H-T-E-R.
5	Q.	What was his position at the lab at	6	Q.	What was her position or title, if you
6	U.S.C.?	and the standard b	7	know?	
7	A.	He was the head of the laboratory and a	8	Α.	Graduate student.
В	faculty mem	her		Q.	Do you know if Ms. Schachter had any
9	Q.	Did he have responsibility for ordering	9	Q.	y for ordering pads and mittens?
10	pads and m	ittens?	10		I don't know.
	A.	I don't know	11	Α.	When was the last time you spoke with
11		On what occasion did you speak with	12	Q.	
12	Q.	Oll Milling occupion, and hard	13	Ms. Schach	ter?
		n years ago? A visit to the laboratory.	14	A.	About two weeks ago.
14	Α.	Did he still have the same position that	15	Q.	Do you maintain regular contact with
15	Q.	Did he still have the same position than	16	Ms. Schach	ter?
16	he had back	when you worked there?	17	Α.	Yes
17	A.	I don't know.	18	Q.	Is this business, or pleasure or social?
18	Q.	Was he still working in the same lab?	19	Ā.	Personal.
19	Ã.	I don't know.	20	Q.	How regularly do you speak with
20	Q.	Was he still employed by the University .		Ms. Schach	ster?
21	of Southern	California?	21		Regularly.
	A.	I dan't know	22	Α.	On a weekly basis?
22		Do you know whether he was working at	23	Q.	Weekly to monthly basis.
23	Q.		{ Z7	Α.	What is is she working today
24	that time?	At the time I worked at the laboratory?	25	Q.	MUST IS IS SHE MOLKING COOK
25	A.	At the time :	┼		Page :
		Page 308	;		rage.
	_	No. Ten years ago.	1	currently?	
1	Q.		2	Α.	Yes.
2	A.	Yes. He was still working at U.S.C. at that	3	Q.	What is her current job or profession?
3	Q.	He was still working at 0.5.C. at 0.5.	4	A.	She is a scientific journalist.
4	time?		5	. Q.	Where does she work?
5	Α.	Yes.	6	Ä.	She has her own firm.
6	Q.	Ten years ago, did you know where he	1 7	Q.	Do you know what the name of that is?
7	lived?		1	Q , Α.	No.
8	Α.	Yes.	В		Do you know where she lives?
	Q.	Where was he living at that time?	9	Q.	Yes.
9		In Altadena.	10	Α.	Where does she live?
10	A.	Can you spell that for me?	11		
11	Q.	A-L-T-E-D-E-N-A.	12		In New York City.
12	A.	Is that in California?	13	Q.	Do you have her address?
13	Q.	IS that in Comornio.	14	A.	Yes.
14	Α.	California.	15	Q.	At home?
15	Q.	Do you know whether he has maintained	15	_	At home.
16	that same a	address?	17	0.	We will also make a request that you
17	Α.	T don't know	18	nrovide us	with her address.
18	_	Was there anyone else working in the lab	19	•	Old Ms. Schachter have any
	THISE W	ith you other than Mr. Finch, Mr. Osterburg,			ity for purchasing pads and mittens at U.S.
19	Me Nolcon	Mr Hacklann	20		MR. DARCHE: Objection.
20		Manual Manual Control of the Sallie Diction	21		Asked and answered.
21	Α.	About how many other people were working) 22		ASKED and diswered.
22	Q.	About now mony same party	23	;	MR. FRASER: If he did, I
23	in that lab	at the same time?	24	apole a	ogize. I just don't remember the
	Α.	Three. Do you know any of their names?	25		
24	Q.	- In any of their names?	1 23	, 61121	

arcii	1, 2007				Page 311
		Page 30		A.	Post dortorate fellow.
1	Mi	R. DARCHE: He said he didn't	1 2.	0	Do you know whether he had any
2	know.			roeponsibili	ty for ordering pads and mittens?
3	M	R. FRASER: Thank you.	3	A.	No He did not.
1	Q. D	o you know who had responsibility for	4	Q.	When was the last time you spoke with
5	nurchasing pa	ds and mittens at U.S.C.?	5		AALICII Mas min tees
5	A. I	do not know.	6	Mr. Hata?	In 1986.
7	<u> </u>	lkav	7	Α.	Did he stop working at Mount Sinal at
_	ν.	way know the name of anyone who might	8	Q.	Did he stop working at Floatite
3	on and warmed	ufacturer, brand name or trade name of the	9	that time?	
3	KNOW the file	ens used at U.S.C. from 1974 to 1977?	10	Α.	Yes.
	pags and min	the context of might know, might	11	Q.	Do you know where Mr. Hata lived at the
i	Α, Ι	Tille Context of Intight Changit	12	time that h	ne was working at Mount Sinai?
2	know, subjunt	tive, Hansel Supa (phonetic). s there anyone other than Mr. Osterburg	13	Α.	In New York City.
3	Q. I	s there anyone outer trial his oscillary		Q.	Do you have Mr. Hata's address?
4	who might kn	ow the supplier or distributor from whom th	15	Ã.	No
5	pads and mitt	ens used at U.S.C. were purchased?	15	Q.	With regards to the second person, was
5	Λ Ι	don't know.	17	that a mai	n or a woman?
7	Q. i	Moving on finally to Mount Sinal School	18	A.	Man
B	of Medicine			Q.	With regards to Mr. Anzai, what was his
9	Υ	our supervisor at Mount Sinai was	19	position 0	
0	Dr. Gurnide.	Is that correct?	20	•	Post doctorate fellow.
	۸ -	That's correct.	21	Α.	Do you know if Mr. Anzai had any
1	•	And there was a technician named Mila	22	Q.	Do you know it in the military
2	Q. DePena. Is t		23	responsib	ility for purchasing pads or mittens?
3		That's correct.	24	A.	No. He did not.
4		Was there anyone else who worked with	25	Q.	When was the last time you spoke with
25	Q.	YYOU CITY OF THE PROPERTY OF T			Page 3
		Page		Mr. Anzai?	
1	you at Mou	nt Sinai?	1	Α.	About four weeks ago.
ž	Α.	Yes.	2		On what occasion did you speak with
3	Q.	How many people?	3	Q.	
		Soveral.	4	Mr. Anzai?	Social occasion.
4	Α.	Several, more or less than five, if you	5	Α.	How frequently do you see or communicate
5	Q.	Seturdly more or issue and in the	6		
6	can recall?	Fewer than five.	7	with Mr. A	nzai?
7	Α.		8	A.	Infrequently. Communicate once a year.
8	Q.	Okay. Do you know the names of any of those	9 ۽	Q.	Is he currently working?
9		Do Aon know me manes of and a green	10	Α.	Yes.
10	people?		11	_	Do you know where he is currently
11	Α.	Yes.	12		
12	Q.	How many names do you know?	13	_	In New York City.
13	Ă.	Two.	14		Do you know the name of the employer?
14	Q.	Okay.	15		He is a gynecologist. He has his own
15		What is the first person's name?	16		
16	_	Hiroki Hata.			Do you know the address of either where
	_	I am going to ask you to spell that,	17		r his office?
17		• 	11	_	His apartment address, I know.
18		H-I-R-O-K-I H-A-T-A.	1	_	Again, I will ask that you provide that
19		What is the name of the second perso	n? 2	D Q.	Again, I will ask that you provide that
20	_	Yuzuru Anzai, Y-U-Z-U-R-U A-N-Z-A-I.	2	1 to your at	ttorney after today.
21	Α.	Let's start with Hiroki Hata, is that a	2	2	Is there anyone else other than Dr.
22	Q.		2	3 Gurpide,	Mila DePena, Mr. Hata and Mr. Anzai who work
23			2	4 in the lab	at Mount Sinai School of Medicine while you
24	_	A man. Mr. Hata, what was his position?	2		
		Mac tinto Minar Was Nis DUSIUUT!			

		2.2		Page 315
}		Page 313		today that during the course of your career you at times .
1	. A.	Dr. Schachter, Ed Schachter.	1	wore a mask.
2	Q.	Okay.	2	Is that a fair characterization of your
3		Anyone else who worked in the lab?	3	prior testimony today?
4	A.	Yes.	4	'
5	Q.	Who else would that be?	5	
6	Ā.	Several graduate students and one or two	6	Q. Did you wear a mask during the course of your career while you were using or working with Bunsen
7	post doctor	ate fellows.	7	
8	Q.	Do you know the names of any of those	В	burners? A. No. I did not.
9	people?	•	9	and during the course of
10	Α.	No.	10	Q. Did you wear a mask during the coolse of
11	D	Do you know the name of anyone who had	11	your career while you were working with Bunsen burner
12	responsibili	ty for purchasing pads and mittens at Mount	12	
13	Sinai Schoo		13	
1	A.	No, I don't.	14	Q. Did you wear a mask during the course of
14	Q.	Do you know the name of anyone who might	15	
15	V.	nanufacturer, brand name or trade name of the	16	burner cover?
16	NIOW DE C	nittens used at Mount Sinai?	17	and the course of the
17	•	Dr. Gurpide.	18	Q. Did you wear a mask during the course of
18	Α.	Anyone else that you can think of?	19	your career when you were using asbestos mittens?
19	Q.		20	A. No. I did not.
20	Α.	No. Is there anyone who might know the	21	Q. Did you wear a mask over the course of
21	Q.	distributor from which the pads and mittens	22	your career when you had to change your asbestos mittens?
22	supplier or	distributor from which are pass and white	23	A. No. I did not.
23		unt Sinai were purchased?	24	Q. Just so the record is clear, can you
24	A.	I don't know. Do you have the address for Dr. Gurpide?	25	describe how you were exposed to asbestos from your work
25	Q.	Do you have the address for bit outploor		
-		Page 314		Page 316
1		-	1	with the Bunsen burner covers?
1	A.	No, I don't.	2	A The Bunsen burner covers are subjected
2	Q.	Do you have the address for Mila DePena?	3	to high heat to the flame of the Bunsen burner, and the
3	A.	No, I don't.	4	material becomes brittle and generates dust.
4		MR. FRASER: I pass the	. 5	: O How often did you work with Bunsen
5	witn		6	to the course over the course of VOIII
6		Thank you, sir.	1 7	
7		MR. DARCHE: Is that it?	8.	
В	BY MR. S	CHAFFER:	9	O You can answer.
9	Q.	Sir, I just have one or two questions	10	the second of my rarger
10	for you.	,	11	
111	•	Have you ever been diagnosed with any	12	
12	illnesses a	associated with your immune system?	13	- Finis menor?
13		No.	,	m t l. Enganomble
14		MR. SCHAFFER: That is all I	14	
15	have		15	to the parameter of the parameter to be
16	•	Thank you.	16	D. Caleer and fishe?
17		MR. DARCHE: Just note my	17	
18	obie	ection to that last question.	18	- II
19		Tam oping to take a few	19	
20		ute break, and then I have a few	20	
1 / 1 /	min		21	1 A. Regularly.
		stions. And we will get out of	1	- During the course of your carper how
21	que	stions. And we will get out or	22	During the course of your career, how
21 22	que here	stions. And we will get out of	22 23	Q. During the course of your career, how often would you work with these mittens when you observed
21 22 23	que here	stions. And we will get out or e. (A short recess was taken.)	22 23 24	Q. During the course of your career, how often would you work with these mittens when you observed the flaking and dusting?
21 22	que here BY MR. D	stions. And we will get out or :. (A short recess was taken.)	22 23	Q. During the course of your career, how often would you work with these mittens when you observed the flaking and dusting?

arch	1, 2007			Page 319
		Page 317		· [5
		MR. KROMBERG: Objection.	1	BY MR. DADIKA: O. Mr. Holinka, my name is Greg Dadika. I
1		DEFENSE COUNSEL: Objection.	2	Q. Mr. Holinka, my haine is oreg beam an attorney with the law firm of Reed Smith. I have
2		You can answer.	3	am an attorney with the law min of reas since
3	Q.	Often.	4	just one quick question for you. MR. DARCHE: The intro counts.
4	Α.	I am just going to rephrase because of	5	MR. DARKINE: The mile country
5	Q.		6	MR. DADIKA: I didn't phrase
6	the objection	Mr. Holinka, you have testified that you	7	it in the form of a question.
7		ing the course of your career with asbestos	8	Q. Your attorney just used the term Bunsen
8		ing the course of your eares.	9	burner covers.
9	mittens.	Is that a fair characterization of your	10	Is that what you have been referring to
10		Is that a fair trial actorization of your	11	throughout your deposition as Bunsen burner pads?
11	testimony?		12	A. Yes, that's correct.
12	A.	That's correct, yes.	13	Q. So, those are interchangeable terms?
13	Q.	During the course of your career, how	14	A. Yes, they are.
14	often did ye	ou work with these mittens?	15	MR. DADIKA:
15	Α.	Regularly.	16	Q. That's all I wanted to know.
16	Q.	Can you describe how you believe	17	MR. ABERNETHY: I have a
17	withdrawn.	to be with the avenue of the		couple of questions in response
18		Can you describe how you were exposed to	19	specifically to your counsel's
19	asbestos fr	om these mittens, again, please?	20	questions.
20		The mitters were USEO IO native for	21	DV MD ADEDNETHY
21	glass work	Heat disintegrates materials including the	22	O Vou repeatedly used the word in response
22	materials o	of the mittens	23	describing the treatienty ut
23	Q,	And what if anything, would happen:	24	cortain activity
24	Ă.	and that generates dust and debris.	25	the what would make by
25	Q.	Do you believe that you breathed in that	123	out jui
				Page 32
		Page 315		regularly more specifically in terms of how many times
1	dust?		1	
1 2	A.	Yes.	2	
		Over the course of your career, now	3	
3	often did s	you work with these asbestos mittens?	4	te manage if VOU CAD
4		Regularly.	5	• • •
5	A.	MR. DARCHE: I have no further	6	the word "frequently."
6			7	Q. You also used the word includerly?
7	que	stions.	8	
8	BY MR. SO	Sir, do you know at what temperature	9	
9	Q.	July no more services	10	er what it moone
10	asbestos	disintegrates? MR. DARCHE: Objection.	11	himbles to the form
11		TE vou know	17	
12	_	If you know.	13	MR. ABERNETHY: I am entitled
13		If you know.	14	
14		I don't know. MR. SCHAFFER: Thank you.	13	terms.
15		MK. DUMAFFLIX. THUM YOU.	10	6 MR, DARCHE: IT YOU CAN
16		ULINA LYONS:	1	7 answer, so ahead.
	Q.	I have one. Sir, were there times when you used	1	8 A. Yes. I can offer my interpretation.
17		Sir, were there unies when you are	1	9 Q. Well, you used the word.
17	i			o What I am asking is, do you mean
	mittens v	men they were new:	12	
18 19	mittens v	when they were new? Yes. Yes.	2	something different by frequently than you mean by
18 19 20	mittens v A.	Yes. MS. KULINA LYONS: That is all	2	something different by frequently than you mean by
18 19 20 21	mittens v	Yes. MS. KULINA LYONS: That is all ave.	2	something different by frequently than you mean by regularly? Frequently, I referred to my overall
18 19 20 21 22	mittens v A. I ha	Yes. MS. KULINA LYONS: That is all eve. Thank you.	2 2 2	something different by frequently than you mean by regularly? Frequently, I referred to my overall
18 19 20 21	mittens v A. I ha	Yes. MS. KULINA LYONS: That is all ave.	2 2 2 2	something different by frequently than you mean by regularly?

		T	
	Page 321	1	Page 323
1	Q. You also used the word "often" in	1	STATE OF)
2	describing certain activities or observation.	2	COUNTY OF) SS.
3	Does that mean something different to	3	
4	you than regularly or frequently?	4.	
5	A. No.	5	I, the undersigned, declare under penalty of
6	MR. ABERNETHY: All right.	6	perjury that I have read the foregoing transcript, and I
		7	have made any corrections, additions, or deletions that I
7	I will leave it at that.	8	was desirous of making; that the foregoing is a true and
8	Thank you.	9	correct transcript of my testimony contained therein.
9	(The testimony was concluded	10	
10	at 11:55 a.m.)	11	
11		12	EXECUTED this day of, 2007, at
12		13	
13		1	City State
14		14	
15		15	
	•	16	
16			WITNESS:
17		17	CHRISTIAN HOLINKA
18		18	
19	•	19	
20		20	
21		21	
22		22	
23		23	
24		24	
25	•	25	
1	Page 322 REPORTER'S CERTIFICATE	1	Page 324 REPORTER'S CERTIFICATION OF CERTIFIED COPY
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	_	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	I, Kerry D. Halpern, Shorthand Reporter, certify; That the foregoing proceedings were taken before me at the time and place therein set forth, at which time the witness was put under oath by me; That the testimony of the witness and all of the objections made at the time of the examination were recorded stenographically by me and were thereafter transcribed; That the foregoing is a true and correct transcript of my shorthand notes so taken. I further certify that I am not a relative or employee of any attorney or of any of the parties, nor financially interested in the action. I declare under penalty of perjury under the laws of the State of New York that the foregoing is true and correct.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	REPORTER'S CERTIFICATION OF CERTIFIED COPY I, KERRY D. HALPERN, Shorthand Reporter in the State of New York, certify that the foregoing pages 248 thrugh 323, constitute a true and correct copy of the original deposition of CHRISTIAN HOLINKA, taken on March 1, 2007. I declare under the penalty of perjury under the laws of the State of New York that the foregoing is true and correct. Dated the 11th day of March, 2007.

Page 1 of 2



786 N.Y.S.2d 20

Page 1

13 A.D.3d 69, 786 N.Y.S.2d 20, 2004 N.Y. Slip Op. 08961

(Cite as: 13 A.D.3d 69, 786 N.Y.S.2d 20)

н

Supreme Court, Appellate Division, First
Department, New York.
Natalie B. LUSTENRING, etc.,
Plaintiff-Respondent,

AC&S, INC., et al., Defendants,
John Crane, Inc., Defendant-Appellant.
John Matteson, et al., Plaintiffs-Respondents,

AC&S, Inc., et al., Defendants, John Crane, Inc., Defendant-Appellant.

Dec. 2, 2004.

Background: Workers brought action to recover for asbestos-related mesothelioma. The Supreme Court, New York County, Marcy S. Friedman, J., entered judgment on jury verdict in favor of workers, and defendants appealed.

Holding: The Supreme Court, "Appellate Division, held that there was sufficient evidence to support jury's verdict.

Affirmed.

West Headnotes

Products Liability € 83 313Ak83 Most Cited Cases

There was sufficient evidence to support jury's finding that workers' mesothelioma was caused by defendant's activities, where evidence indicated that workers worked all day for long periods in clouds of dust raised specifically by manipulation and crushing of defendant's packing and gaskets, which were made with asbestos, and valid expert testimony indicated that such dust, raised from asbestos products and not just from industrial air in general, necessarily contained enough asbestos to cause mesothelioma.

**21 Baker & McKenzie, Chicago, IL (Michael A. Pollard, of the Illinois Bar, admitted pro hac vice, of counsel), for appellant.

Levy Phillips & Konigsberg, LLP, New York (Lizabeth L. Burrell of counsel), for respondents.

SULLIVAN, J.P., ELLERIN, LERNER, MARLOW, CATTERSON, JJ.

*69 Judgment, Supreme Court, New York County (Marcy S. Friedman, J.), entered August 12, 2003, which, after a jury trial, awarded plaintiff Lustenring the total amount of \$4,395,058, and judgment, same court and Justice, entered September 30, 2003, which, after the same jury trial, awarded plaintiff Matteson the total amount of \$3,277,864.65, unanimously affirmed, without costs.

The evidence, fairly interpreted, permitted the verdicts reached by the jury (see Matter of New York City Asbestos Litig. *70 [Brooklyn Naval Shipyard Cases], 188 A.D.2d 214, 225, 593 N.Y.S.2d 43 [1993], affd. sub nom. Dudick v. Keene Corp., 82 N.Y.2d 821, 605 N.Y.S.2d 3, 625 N.E.2d 588 [1993]). Indeed, the evidence showed that both plaintiffs worked all day for long periods in clouds of dust raised specifically by the manipulation and crushing of defendant's packing and gaskets, which were made with asbestos. Valid expert testimony indicated that such dust, raised from asbestos products and not just from industrial air in general, necessarily contains enough asbestos cause mesothelioma. Defendant's factual disagreement with plaintiffs' causation theory did not require a Frye hearing (see Gayle v. Port Auth. of New York & New Jersey, 6 A.D.3d 183, 184, 775 N.Y.S.2d 2 [2004]). The evidence also supported the verdict that defendant did not sustain its burden of showing that negligence by nonparty defendants was a significant cause of plaintiffs' injuries (see Matter of New York City Asbestos Litig. [Ronsini v. Garlock, Inc.], 256 A.D.2d 250, 252, 683 N.Y.S.2d

© 2005 Thomson/West, No Claim to Orig. U.S. Govt. Works.

Page 2

Page 2 of 2

786 N.Y.S.2d 20

13 A.D.3d 69, 786 N.Y.S.2d 20, 2004 N.Y. Slip Op. 08961

(Cite as: 13 A.D.3d 69, 786 N.Y.S.2d 20)

39 [1998], lv. denied 93 N.Y.2d 818, 697 N.Y.S.2d 565, 719 N.E.2d 926 [1999], cert. denied sub nom. Worthington Corp. v. Ronsini, 529 U.S. 1019, 120 S.Ct. 1419, 146 L.Ed.2d 312 [2000]). We have reviewed defendant's remaining arguments for a new trial, respecting purportedly erroneous trial rulings, and find that any such errors did not deprive defendant of a fair trial. The damages do not deviate materially from what is reasonable compensation under the circumstances (CPLR 5501[c]).

13 A.D.3d 69, 786 N.Y.S.2d 20, 2004 N.Y. Slip Op. 08961

END OF DOCUMENT

© 2005 Thomson/West. No Claim to Orig. U.S. Govt. Works.